

**Regular Meeting #8-2012
Fairfield County Commissioners' Office
February 14, 2012**

Review Session

The Board of Commissioners met at 9:04 a.m. to review legal issues, pending and future action items and correspondence. Commissioners present were Steven Davis, Mike Kiger, and Judith Shupe. Also present were Carl Burnett, Aunie Cordle, Larry Hanna, Staci Knisley, Jon Kochis, Dave Levacy, Branden Meyer, Gwen Shafer, Jon Slater, and Tony Vogel.

Legal Questions Under Review and Prosecutor's Pending Items

▪ Sales Tax Extension

Commissioner Davis asked whether this could be passed as an emergency measure.

Mr. Dolin stated that the emergency measure is "for peace and public safety." He asked when the temporary extension ends.

Commissioner Kiger stated that this ends at the end of 2013.

Mr. Dolin stated that the tax may not have to end; the statute does not refer to renewing.

Commissioner Davis stated that this is not a renewal. He stated that he was meeting with Dennis Schwallie later in the afternoon to discuss the bond information that was presented last week. He would like to see the process laid out.

▪ Lancaster Public Transit Funding

Mr. Dolin stated that he provided a memo to the Commissioners.

Commissioner Davis stated that as long as the transit is in trouble is there anything that would preclude the Commissioners from giving them additional funds.

Mr. Dolin stated that this would be okay as long as it is limited to the purpose in the statute, no limit.

Commissioner Kiger stated Pickerington added \$2,000 and Violet Township added more to their allocation to LPT.

Commissioner Davis stated that he would like to meet with a member of the LPT Board.

Commissioner Kiger suggested that Carrie Woody come for a meeting.

Commissioner Shupe stated that she would like to know if additional funding will extend them longer.

▪ Lease for Humane Society

Mr. Dolin stated that he provided a memo with suggestions to be made to the lease. He stated that the 99 year lease needs to stay at the original date and not start over with this new lease.

Commissioner Kiger suggested that the wooded area be preserved for the adjacent property owner.

Mr. Dolin asked Mr. Meyer to send the changes to Stephen Brown to make the changes and send it back for his review and approval.

▪ Lease for AG Center

Mr. Dolin stated that the lease does not expire for several months and suggested that it be kept as pending.

Pending Items

▪ Public Safety Facility

There was no update.

- 2012 State of the County

Commissioner Davis stated that the date has been set for March 27. He asked whether Lou Varga should come back for a meeting.

Mr. Meyer suggested that an overall theme is needed. He provided a list of topics that the Commissioners have been suggesting over the past few weeks.

Commissioner Davis stated that the redistricting issue should not be discussed.

Commissioner Shupe stated that she would like to discuss the bond rating.

Commissioner Davis stated that Commissioner Shupe would be able to provide a good historical perspective.

Commissioner Shupe suggested that Commissioner Kiger could discuss the sales tax during this portion.

Commissioner Davis stated that the new elected officials: Judge Laura Smith, Gregg Marx and Jeremiah Upp could be mentioned during the year in review portion.

Commissioner Davis stated that the insurance rate could be discussed during the looking forward portion and the escrow payments could possibly be discussed during the year in review.

- Car for Litter Control

Mr. Meyer stated that they are waiting on information from Deputy Hummel

Items that Need New Action/Attention- Requests and Review

- Vacant Ground on Stonewall Cemetery Road

Commissioner Kiger stated that he received an email regarding this. He stated that the state took land for the bypass and there was a section of land, not used that was turned over to the county and that neighboring land owners would like to purchase it.

Mr. Dolin stated that the land would have to be put out for public bid.

Commissioner Davis stated that this should be thought about.

Commissioner Kiger stated that he would email the individual back to let him know that the Commissioners are going to think about this.

Mr. Dolin stated that there is nothing for him to do. He suggested that the Engineer be contacted regarding this.

Commissioner Shupe suggested that the Engineer provide comments back.

Invitations

▪ None received.

Informational

- Memo received from Sherry Eckman, re: Fees Collected in the Fairfield County Municipal Court, Criminal/Traffic Division for the month of January 2012.

Review Session ended at 9:36 a.m.

Meeting with Jon Kochis

The Commissioners met with Jon Kochis, Executive Director of the Fairfield County EMA to discuss outdoor warning sirens throughout the county. Commissioner Davis called the meeting to order at 9:36 a.m. with the following Commissioners present: Steven Davis, Mike Kiger, and Judith Shupe. Also present were Carl Burnett, Aunie Cordle, Jason Dolin, Larry Hanna, Staci Knisley, Jon Kochis, Dave Levacy, Branden Meyer, Gwen Shafer, Jon Slater, and Tony Vogel.

Mr. Kochis stated that he would like to outdoor warning sirens. He sated that there are 31 sirens in the county. He stated that the county has to comply with the new FCC mandate of narrow banding. He stated that he can contact the manufacturer and either

purchase a new radio or purchase a control board. He stated that Tom Moe had asked the Board of Commissioners prior to discussing with the other partners. He stated that each village and township will be contacted regarding this. In the past the Board of Commissioners paid for half of the project and the townships and villages paid for the other half. He stated that the cost to replace the control board is \$1,097 per siren, with a total cost of about \$34,007. He stated that some townships may not have enough money to pay for half of the project. Violet Township has many sirens and they will have to pay \$7,600.

Commissioner Kiger asked what the time frame is.

Mr. Kochis stated that the target date is August, but must be completed by December 31.

Commissioner Shupe asked whether Mr. Kochis has talked to the townships yet.

Mr. Kochis stated no. He stated that he is following Tom Moe's steps that he followed during the first original project by first discussing the project with the Commissioners.

Commissioner Davis asked whether there are any health concerns by going to a narrow banding.

Mr. Kochis stated that he does not know of any.

Commissioner Davis asked whether Mr. Kochis was asking for money.

Mr. Kochis stated yes.

Commissioner Shupe suggested that Mr. Kochis ask the villages and townships to see whether they are able to pay for this upgrade in addition to the current maintenance costs.

Commissioners Davis asked that Mr. Kochis schedule a meeting with all of the townships. He stated that having 13 different conversations may not be helpful. He suggested that Mr. Kochis state that the Commissioners are aware of the burden that this may impose and that there will be an open line of communication with the Board of Commissioners. "No lines are drawn in the sand" regarding this.

Mr. Kochis stated that the original project was a 50/50 joint venture between the Commissioners and the villages and townships.

The meeting concluded at 9:47 a.m.

Review Session (continued)

The Board of Commissioners met at 9:47 a.m. to review legal issues, pending and future action items and correspondence. Commissioners present were Mike Kiger and Judith Shupe. Commissioner Davis left the room during this discussion. He is not participating in discussions surrounding this because of a conflict of interest. Also present were Carl Burnett, Aunie Cordle, Larry Hanna, Staci Knisley, Jon Kochis, Dave Levacy, Branden Meyer, Gwen Shafer, Jon Slater, and Tony Vogel.

Pending Items (continued)

• Health Department Relocation

Commissioner Kiger stated that he, Mr. Meyer and Mr. Vogel did a walk through of the Colonade building and the Recovery Center building on Friday. He stated that Colonade building is really nice inside and is in move in ready condition. He stated that the amount of remodeling that would need to be done to the Recovery Center building would be significant.

Commissioner Kiger asked whether the Recovery Center location is ADA compliant.

Mr. Vogel stated that a remodel would require a certain percentage to be ADA compliant. He asked Mr. Dolin about the length of the contract.

Mr. Dolin stated that he would check to see whether there could be a lease longer than 5 years.

Mr. Meyer stated that after seeing both locations confirmed his original opinion to choose the Colonade building over the Recovery Center building. He agreed that the location was not good and stated that the remodeling that would need to be done would be a huge expense. He stated that the hallways were narrow and the entire building would have to be completely remodeled.

Mr. Vogel stated that the price was lowered from the amount that they originally gave.

Commissioner Shupe asked whether Mr. Hanna and Ms. Shafer had any questions.

Mr. Hanna stated that the Colonade building will last for 20 to 25 years and stated that the Recovery Center location is not the idea location for the Health Department.

Commissioner Kiger asked Mr. Dolin what he needs to proceed.

Mr. Dolin stated that he needs to review the contract.

Commissioner Kiger suggested that Mr. Vogel forward the contract to Mr. Dolin.

Commissioner Shupe agreed with the Commissioners' original decision to proceed with the Colonade building.

Ms. Shafer expressed her thanks to the Commissioners.

The review session ended at 9:57 a.m.

Commissioners' Regular Meeting

A regular meeting of the Fairfield County Board of Commissioners was held on Tuesday, February 14, 2012 beginning at 10:04 a.m., with the following Commissioners present: Steven Davis, Mike Kiger and Judith Shupe. Also present were Jeff Barron, Aunie Cordle, Jason Dolin, Ed Laramée, Dave Levacy, Branden Meyer and John Pekar.

Pledge of Allegiance

Commissioner Davis asked everyone to rise and led the Pledge of Allegiance.

Announcements

No announcements made.

Public Comment

There was no public comment.

Approval of Ratification of Previous Authorization of the Board of Commissioners- Approval of the Appointment of Curt Lape to the Fairfield County Airport Authority Board [Fairfield County Commissioners]

On the motion of Judith Shupe and second of Mike Kiger, the Board of Commissioners voted on the approval of Ratification of Previous Authorization of the Board of Commissioners- Approval of the Appointment of Curt Lape to the Fairfield County Airport Authority Board [Fairfield County Commissioners], see Resolution 2012-02.14.a.

Roll call vote of the motion resulted as follows:

Voting aye thereon: Judith Shupe, Mike Kiger and Steven Davis.

Approval of Petition to Annex 0.7576 Acres, more or less, of Violet Township into the City of Pickerington, pursuant to ORC 709.23, Expedited Type 2 Petition, Annexation of Land by Andy Bashore, Agent for the Petitioner [Fairfield County Commissioners]

On the motion of Mike Kiger and second of Judith Shupe, the Board of Commissioners voted on the approval of Petition to Annex 0.7576 Acres, more or less, of Violet Township into the City of Pickerington, pursuant to ORC 709.23, Expedited Type 2 Petition, Annexation of Land by Andy Bashore, Agent for the Petitioner [Fairfield County Commissioners], see Resolution 2012-02.14.b.

Roll call vote of the motion resulted as follows:
Voting aye thereon: Mike Kiger, Judith Shupe and Steven Davis.

Approval of Fairfield County Revolving Loan Administrator's Recommendation for Approval of the CDBG/RLF Semi-Annual Report [Fairfield County Economic Development]

On the motion of Judith Shupe and second of Mike Kiger, the Board of Commissioners voted on the approval of Fairfield County Revolving Loan Administrator's Recommendation for Approval of the CDBG/RLF Semi-Annual Report [Fairfield County Economic Development], see Resolution 2012-02.14.c.

Roll call vote of the motion resulted as follows:
Voting aye thereon: Judith Shupe, Mike Kiger and Steven Davis.

Approval of FY2011 Fairfield County Community Development Block Grant (CDBG) Consultant Selection [Fairfield County Regional Planning Commission]

On the motion of Mike Kiger and second of Judith Shupe, the Board of Commissioners voted on the approval of FY2011 Fairfield County Community Development Block Grant (CDBG) Consultant Selection [Fairfield County Regional Planning Commission], see Resolution 2012-02.14.d.

Roll call vote of the motion resulted as follows:
Voting aye thereon: Mike Kiger, Judith Shupe and Steven Davis.

Approval of Authorization for Director of Fairfield County Utilities to Sign Service Agreements and Contracts as County Representative [Fairfield County Utilities]

On the motion of Judith Shupe and second of Mike Kiger, the Board of Commissioners voted on the approval of Authorization for Director of Fairfield County Utilities to Sign Service Agreements and Contracts as County Representative [Fairfield County Utilities], see Resolution 2012-02.14.e.

Roll call vote of the motion resulted as follows:
Voting aye thereon: Judith Shupe, Mike Kiger and Steven Davis.

Approval of Request for Payment and Status of Funds Report- FY2010 OHTF Funds- Drawdown for \$4,586 [Fairfield County Commissioners]

On the motion of Judith Shupe and second of Judith Shupe, the Board of Commissioners voted on the approval of Approval of Request for Payment and Status of Funds Report- FY2010 OHTF Funds- Drawdown for \$4,586 [Fairfield County Commissioners], see Resolution 2012-02.14.f.

Roll call vote of the motion resulted as follows:
Voting aye thereon: Judith Shupe, Mike Kiger and Steven Davis.

Approval of Engineer's Resolutions

On the motion of Mike Kiger and second of Judith Shupe, the Board of Commissioners voted on the approval of the following Engineer's Resolutions:

- 2012-02.14.g Approval to Appropriate from Unappropriated in a Major Expenditure Object Category- Commissioners- FY12 CFLP- Fund #2736 [Fairfield County Commissioners]
- 2012-02.14.h Approval to Extend the Repayment Date for the Advance of Funds- OHTF Fund #2732 Subfund #8008 [Fairfield County Commissioners]
- 2012-02.14.i Approval of Advance from the General Fund to the ODOT- FY2010 Fund #3034- Subfund #8002- Fairfield County Airport/Commissioners [Fairfield County Commissioners]
- 2012-02.14.j Approval of Advance from the General Fund to the OHTF Fund #2732- Cash Subfund #8008- Fairfield County Commissioners- FY2010 [Fairfield County Commissioners]
- 2012-02.14.k Approval of Payment of Invoices without an Appropriate Carryover Purchase Order for the ADAMH Board [Fairfield County ADAMH Board]
- 2012-02.14.l Approval of Account to Account Transfer of Appropriations- Domestic Relations Court (1001-General Fund) [Fairfield County Domestic Relations Court]
- 2012-02.14.m Approval of Payment of Invoices without an Appropriate Carryover Purchase Order for the Fairfield County Job & Family Services [Fairfield County Job & Family Services]
- 2012-02.14.n Approval of Payment of a Voucher without an appropriate carryover Purchase Order for the Utilities Department [Fairfield County Utilities]
- 2012-02.14.o Approval of Payment of a Voucher without an appropriate carryover Purchase Order for the Utilities Department [Fairfield County Utilities]

Roll call vote of the motion resulted as follows:

Voting aye thereon: Mike Kiger, Judith Shupe and Steven Davis

Approval of Authorization for Payment of Bills, February 14, 2012 [Fairfield County Commissioners]

On the motion of Judith Shupe and second of Mike Kiger, the Board of Commissioners voted on the approval of Authorization for Payment of Bills, February 14, 2012 [Fairfield County Commissioners], see Resolution 2012-02.14.p.

Roll call vote of the motion resulted as follows:

Voting aye thereon: Judith Shupe, Mike Kiger and Steven Davis.

The Regular Meeting ended at 10:12 a.m.

Meeting with John Pekar

The Commissioners met with John Pekar, Executive Director of the Fairfield County EMA to discuss outdoor warning sirens throughout the county. Commissioner Davis called the meeting to order at 10:14 a.m. with the following Commissioners present: Steven Davis, Mike Kiger, and Judith Shupe. Also present were Carl Burnett, Aunie Cordle, Jason Dolin, Dave Levacy, Branden Meyer, and Jon Slater.

Mr. Dolin stated that he requested that Mr. Pekar meet with the Commissioners. He stated that Mr. Pekar wanted permission to put the BDD logo on items.

Mr. Pekar stated that he wants to sell merchandise with the logo on it.

Commissioner Davis asked whether the logo is trademarked.

Mr. Pekar stated no.

Mr. Dolin stated that he originally had a concern that the county seal would be used.

Mr. Pekar handed out their "Progress of Accomplishment" guide. He stated that the Celebration of Possibilities Dinner will be held on March 29 at Crossroads. He stated that there were more people who applied in 2011, than were served in 2010. He stated that they established a Pickerington office in 2009 and are looking for new space in Pickerington. He stated that they are looking for rental space and/or purchase. He had spoken with Jon Slater about bond information and Brian Kuhn about borrowing money from the Treasury. Mr. Pekar stated that the epicenter will still be in Lancaster, but the growth is in the northern 1/3 of the county. He stated that they are currently looking at a 8,000 square foot building for \$775,000. He stated that they need secure entrances at all of their buildings. He stated that they may also expand their site in Lancaster and move downtown. He stated that the Wagenbrenner Company has contacted them about the Lancaster Glass Site location. He stated that there is a strong rate of growth. He stated that over the next couple of years, three additional caseworkers will probably be added to their staff.

Commissioner Davis stated that last year's dinner was "impressionable."

Mr. Pekar stated that this year will be the 4th event of the year. He stated that the first year there were 220, then 300 people and 350 people last year. He stated that the event is moving to Crossroads this year to handle a larger crowd. He stated that it was not set up to be a fundraiser, but it has happened. He stated that no taxpayers dollars are spent on this event, only the staff member's time.

Commissioner Davis stated that the Commissioners want to be helpful and asked Mr. Pekar to let them know how the Commissioners can be helpful.

The meeting concluded at 10:32 a.m.

Review Session (continued)

The Board of Commissioners met at 10:32 a.m. to review legal issues, pending and future action items and correspondence. Commissioners present were Steven Davis, Mike Kiger and Judith Shupe. Also present were Carl Burnett, Randy Carter, Aunie Cordle, Jason Dolin, Dave Levacy, Branden Meyer and Tony Vogel.

Items that Need New Action/Attention- Requests and Review (continued)

▪ Maintenance Items

Mr. Vogel stated that the Sheriff's Administrative office is in need of a new roof. He stated that there are buckets throughout the building. A new roof will cost \$48,000.

Commissioner Davis asked whether this would be included in the Sheriff's budget or the Maintenance budget.

Commissioner Shupe stated that this should come from the Maintenance budget since the Commissioners have the responsibility of maintaining the county's buildings.

Commissioner Davis asked what Mr. Vogel's recommendation is.

Mr. Vogel stated that this has to be done, but would like to have it done at the lowest cost possible.

Commissioner Davis inquired about the process.

Mr. Vogel stated that the money would be taken from the Capital Projects Fund and then put the project out for bids.

Commissioner Davis asked if the alternative is patching the roof.

Mr. Vogel stated yes.

Commissioner Davis asked whether this repair would result in any other higher priority item not being done. Mr. Vogel stated no, other priority items will be completed.

Commissioner Shupe inquired about the Commissioners' Hearing Room wall and ceiling repair.

Mr. Vogel stated that the company has not called him back regarding this.

▪ Employee Time Buyout

Mr. Vogel stated that the county would be saving more money by buying out one of the employees of the Utilities Department.

Commissioner Davis asked what the savings would be.

Mr. Vogel stated \$4,000. He stated that he only needs one year to retire, but could buy two years.

Commissioner Davis stated that the Commissioners discussed this last year and they discussed whether a precedent would be set and then there would be a significant number of people doing this.

Commissioner Shupe asked Ms. Cordle's opinion regarding this.

Ms. Cordle stated that a concern is that others would follow suit.

Commissioner Davis stated that if the organization had cash that is expended and exceeds revenue then it would make sense for the organization to use the cash to do this.

Ms. Cordle stated that the Commissioners would need to differentiate why it made sense to do this or why they are not doing this.

Commissioner Davis stated that if the Commissioners had a protocol for doing this and if the employees and department heads wanted them to have it. He stated that for and how others could pass is the absence of this protocol.

Commissioner Davis asked for a timeline.

Mr. Vogel stated that the sooner it is done, the more savings there would be.

Commissioner Davis stated that there is room in the discussion to say that this is a good idea without a protocol and then generate this protocol if employees want it and the department heads want it.

Commissioner Kiger asked whether the money can be advanced for sick time/vacation time, and then have the money be paid back.

Commissioner Davis stated that if the Commissioners are agreeable, then the answer is not no yet. Years ago the school system implemented a system for teachers who were within 2 or 3 years of retirement were offered a deal to retire.

Commissioner Shupe stated that the Circleville teachers were offered \$25,000 for teachers to retire one year early.

Mr. Slater suggested that a study be done taking the number of people that this would apply to and look to see if it should be a policy. He stated that a study was done a number of years ago.

Commissioner Davis stated that the number in this situation is \$11,000 annual savings. He stated that purchasing historical time at one rate and purchasing new time at another rate. If this were to be opened up and allow others to look into this. He stated that there could be a limited protocol in this situation if they fit into the criteria.

Ms. Cordle stated yes.

Commissioner Davis stated that they could look at the request and give them "points" and the existence of participation could be a factor. He would like to see the data from the previous study.

Commissioner Kiger stated that the sick time sharing policy was a disaster and had to be repealed.

Ms. Cordle stated that she would work on developing a service policy to purchase credit and the criteria to be considered and evaluate whether the service purchase can come from sick and vacation payout.

Commissioner Davis stated yes, but look forward to see what the future looks like.

Commissioner Kiger suggested that Mr. Meyer pose the question to the other county clerks.

Commissioner Davis asked whether this discussion was helpful.

Ms. Cordle stated yes, because the Commissioners did not say no and the issue is still pending.

Mr. Vogel agreed.

▪ County Management Training

Ms. Cordle stated that the county management team attended a course through the OSU's John Glenn School of Public Policy in the past. She stated that in the past each department was charged for their attendees and suggested that they not be charged this year. She stated that the cost last year was \$4,000.

Commissioner Davis stated that he would like a mechanism to determine who attends and who does not attend.

Ms. Cordle stated that the training cost is the same regardless of how many people attend.

▪ Public Records Request

Commissioner Davis stated that Mr. Meyer received an email request from Jeff Barron with the Lancaster Eagle Gazette requesting three months of outgoing and incoming emails from the Commissioners. He asked whether the privileged emails could be put into a folder. He wanted to make sure the process is handled appropriately. No privileged information will be released.

Mr. Burnett stated that he receives the city's emails, weekly.

Commissioner Davis asked whether there is any expectation on how long this should take.

Mr. Burnett stated no.

Commissioner Davis stated that Data Processing may be able to obtain the emails and forward them.

Mr. Burnett stated he would find out how long their expectation is.

The Commissioners went into Recess at 11:13 a.m.

Review Session (continued)

The Board of Commissioners met at 11:22 a.m. to review legal issues, pending and future action items and correspondence. Commissioners present were Steven Davis, Mike Kiger and Judith Shupe. Also present were Carl Burnett, Randy Carter, Jason Dolin, Dave Levacy, and Branden Meyer.

Items that Need New Action/Attention- Requests and Review (continued)

▪ Public Records Request (continued)

Mr. Burnett stated that he called back to his office and he was told that they expect the information in a week's time.

Commissioner Davis asked whether Mr. Carter could obtain this information.

Mr. Carter stated yes.

Commissioner Davis inquired about the recovery process.

Mr. Carter stated that the servers maintain 3 weeks worth of backup to restore emails.

Commissioner Davis stated that he has not deleted any emails in the last three weeks.

Commissioner Shupe stated that she has also not permanently deleted any emails.

Commissioner Davis asked whether the Prosecutor's office could review the information prior to it being sent.

