

voted to approve contracts for the Fairfield County Department of Job & Family Services as follows:

- 09-12.22.i Approval of contract by & between Fairfield County Job & Family Services and the Child Advocacy Center of Fairfield County
- 09-12.22.m Approval of a Purchase of Service Contract by & between Fairfield County Job & Family Services and Matthew Friesner
- 09-12.22.n Approval of a Purchase of Service Contract by & between Fairfield County Job & Family Services and Central Ohio Transportation
- 09-12.22.o Approval of a IV-D Contract between the Fairfield County Job & Family Services Child Support Enforcement Agency and Brian Morabito, Provider
- 09-12.22.p Approval of a IV-D Contract between the Fairfield County Job & Family Services Child Support Enforcement Agency and Mary Ann Boone, Provider
- 09-12.22.q Approval of a IV-D Contract between the Fairfield County Job & Family Services Child Support Enforcement Agency and Jeffrey Feyko, Provider
- 09-12.22.r Approval of a IV-D Contract between the Fairfield County Job & Family Services Child Support Enforcement Agency and Lisa Long, Provider
- 09-12.22.s Approval of a IV-D Contract between the Fairfield County Job & Family Services Child Support Enforcement Agency and Teresa Edwards, Provider
- 09-12.22.t Approval of a IV-D Contract between the Fairfield County Job & Family Services Child Support Enforcement Agency and Teresa Edwards, Provider

Roll call vote of the motion resulted as follows:

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

Approval of a New Fund for a Bullet Proof Vest Grant - Sheriff

On the motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve a new fund for a bullet proof vest grant for the Sheriff, see resolution 09-12.22.u

Roll call vote of the motion resulted as follows:

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

Approval to Convert Prior Year Encumbrance (X-Mode) for Fund 2066 – ADAMH

On the motion of Mike Kiger and second of Jon Myers, the Board of Commissioners voted to approve to convert a prior year encumbrance (X-Mode) for Fund 2066 – ADAMH, see resolution 09-12.22.v

Roll call vote of the motion resulted as follows:

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

Approval of Financial Resolutions

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

- 09-12.22.w Approval of Memo Expenditure – Fairfield County Job & Family Services
- 09-12.22.x Approval of Memo Expenditure – Fairfield County Job & Family Services

- 09-12.22.y Approval to Amend Certificate & reduce appropriations & estimated receipts – Commissioners OHTF Fund 2732
- 09-12.22.z Approval to Amend Certificate & request appropriations for additional unanticipated receipts – Engineer – 3445 ODOT payments
- 09-12.22.aa Approval to Amend Certificate & reduce appropriations & estimated receipts – FMIS Fund 3688
- 09-12.22.bb Approval to Amend Certificate & request appropriations for additional unanticipated receipts – Engineer Fund 3434 OPWC payments
- 09-12.22.cc Approval to Amend Certificate & Reduction in Appropriations & Estimate Receipts – Sheriff CFLLP Litter Enforcement Grant 2009
- 09-12.22.dd Approval to Amend Certificate & request appropriations for additional unanticipated receipts – Engineer Fund 3434 OPWC payments
- 09-12.22.ee Approval of Fund to Fund Transfer & appropriate from unappropriated - Insurance
- 09-12.22.ff Approval of Account to Account Transfer - FAQFC
- 09-12.22.gg Approval of Account to Account Transfer – Job & Family Services
- 09-12.22.hh Approval of Account to Account Transfer – EMA EMPG
- 09-12.22.ii Approval of Account to Account Transfer - Auditor
- 09-12.22.jj Approval of Account to Account Transfer – Auditor REA Fund
- 09-12.22.kk Approval of Account to Account Transfer – Domestic Relations Court
- 09-12.22.ll Approval of Account to Account Transfer – Engineer Motor Vehicle Fund
- 09-12.15.mm Approval of Account to Account Transfer - ADAMH
- 09-12.22.nn Approval of Account to Account Transfer – Public Assistance Fund - JFS
- 09-12.22.oo Approval of Account to Account Transfer – Sheriff General Fund
- 09-12.22.pp Approval of Account to Account Transfer – Sheriff Concealed Carry Fund
- 09-12.22.qq Approval of Account to Account Transfer – Common Pleas Court
- 09-12.22.rr Approval of Account to Account Transfer – Commissioner HR
- 09-12.22.ss Approval of Account to Account Transfer – Major Crimes Unit
- 09-12.22.tt Approval to Appropriate from Unappropriated – Adult Probation

Roll call vote of the motion resulted as follows:

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

Approval of Utility Department resolutions for a sewer note payment

On the motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve resolutions relative to a Utility Department sewer note payment as follows:

09-12.22.uu Approval to Amend Certificate, Fund to Fund Transfer & Appropriate from Unappropriated – Sanitary Sewer Fund 5737

09-12.22.ww Approval of payment of Carroll Sanitary Sewer Bond Anticipation Note without appropriate carry over purchase order

09-12.22.ww Approval of Authorization of Payment of debt service; special check run December 30, 2009 - Utilities

Roll call vote of the motion resulted as follows:

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

Approval of an Amendment to the Fairfield County Enterprise Zone

On the motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to remove from the table resolution 09-12.15.g, an Amendment to the Fairfield County Enterprise Zone.

Roll call vote of the motion resulted as follows:

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

On the motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve an amendment to the Fairfield County Enterprise Zone, see resolution 09-12.15.g

Roll call vote of the motion resulted as follows:

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

Review Session

The Board of Commissioners met to review legal issues, correspondence, and pending and future action items. Commissioners present were Judith Shupe, Jon Myers and Mike Kiger. Also present were Carl Burnett, Staci Krisley, Randy Carter, Mary Beth Lane, Jason Dolin and Scott Zody.

Mr. Dolin stated the main legal issues he has been working on for the Board have been the option for the Juvenile/Probation Court to purchase the Alternative School property and the Meals on Wheels contract.

Commissioner Shupe asked if there were any new developments relative to the employment situation involving Mel Meloy, and Mr. Dolin stated that he believes the county has retained the services of Mark Fishel to represent their interests in the case. Commissioner Kiger asked who would appoint Mr. Meloy's replacement, and Commissioner Shupe stated there are conflicting opinions on that, since the Board originally appointed Mr. Meloy and subsequently, the Prosecutor issued a legal opinion stating that Mr. Meloy was a Sheriff's Office employee.

Mr. Dolin stated that Mark Fishel may have a differing opinion as well, and Commissioner Myers stated he would believe that a Prosecutor's opinion would be an over-arching authority relative to deciding factors. Commissioner Shupe stated she does not know why the Prosecutor believes that Mr. Meloy should be a Sheriff's Office employee, and Commissioner Kiger stated he would like to understand what if any actions the Commissioners need to take on the matter.

Regarding the Juvenile/Probate Court purchase of the Alternative School property, Mr. Dolin explained that the Court had entered into a lease/purchase agreement with the Lancaster City Schools in 2005 to use the property for the school, and that agreement is to the point where the Court must exercise the option to purchase the property for \$1 by the end of the year. Mr. Dolin recommended to the Court, and they have agreed, that the property should be held in the name of the Board of Commissioners.

Commissioner Myers asked if the land would be titled to the Board, and Mr. Dolin stated that would be the case, and Commissioner Kiger asked if that would include both the land and the buildings, and Mr. Dolin stated it would include both.

Commissioner Myers asked who would be responsible for maintaining the buildings, and Mr. Dolin stated that he believes the Court currently maintains the structures. Commissioner Myers stated he would like to ensure that the Court would continue to maintain the facilities, and asked if the resolution needed to be adopted today, and Mr. Dolin stated that in order for the Court to exercise the option per the agreement, it would need to be approved today. Mr. Zody suggested the Board pursue an agreement with the Court relative to the maintenance of the facilities.

Approval and Ratification for the Fairfield County Juvenile/Probate Court to Exercise an option to purchase certain real property and for title to such real property to be transferred to and held by the Fairfield County Board of Commissioners

On the motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted the approval and ratification for the Fairfield County Juvenile/Probate Court to Exercise an option to purchase certain real property and for title to such real property to be transferred to and held by the Fairfield County Board of Commissioners, see resolution 09-12.22.xx

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

Regarding the Meals on Wheels (MOW) contract, Mr. Dolin stated that he has received and reviewed the most recent version of the contract from Ms. Cornell, and the unanimous consent language has been reinserted.

Approval of a Contract between the Fairfield County Board of Commissioners and Meals on Wheels – Older Adult Alternatives of Fairfield County, Inc.

On the motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve a Contract between the Fairfield County Board of Commissioners and Meals on Wheels – Older Adult Alternatives of Fairfield County, Inc., see resolution 09-12.22.yy

Commissioner Myers stated that there were several changes made to the contract to increase accountability for MOW, and the only sticking point is the unanimous vs. majority vote approval of the grants by the Board of Commissioners, but in his opinion that has not been a problem over the past 5 years.

Commissioner Shupe stated the only grant issue over the past 5 years has been the request for dog food, and the Board denied that grant, but she believes it is bad for the taxpayers to pay for an attorney to force the issue for unanimous vs. majority votes. Commissioner Shupe stated that the grant recipients have been held hostage and the Board has waited for several weeks for a response from MOW and now they are being forced to act at the 11th hour.

Commissioner Shupe stated the county's legal counsel had advised that the contract language be amended to be a majority vote vs. a unanimous vote, and she has no wish to hold up the disbursement of levy funds to seniors, but the Commissioners should have greater involvement in the levy. Commissioner Shupe stated that it took 4 years just to get the MOW Board to agree to establish an advisory committee and allow the Commissioner to appoint just one member of that body, and the MOW Board President told them at the time it was "none of the Commissioners business".

Commissioner Shupe stated she would vote to approve the contract, but strongly disagrees with the actions of the MOW Board.

Commissioner Kiger stated that Commissioner Myers makes a good point and the legal issues are murky, and he is concerned that if the issue is pushed further, litigation would result and the county could possibly lose the case. Commissioner Kiger stated the issue needs to be rectified before the new levy takes effect in 2010.

Commissioner Myers stated that he also has no desire to expend county resources on litigation that has no clear outcome.

Roll call vote of the motion resulted as follows:

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

Regarding the Board of Elections Health Insurance, Commissioner Kiger stated he believes it should be done away with entirely, and the county would save nearly \$40,000 by doing so. Commissioner Shupe stated she would support having the Board members pay their fair share like other county employees. Commissioner Kiger stated the Board members are not fulltime employees and should not be treated as such, and he will not support a fair share plan. Commissioner Myers suggested a resolution could be drafted for January for the Board to consider. Mr. Zody stated he would check on the timeline for the appointment of the Board members in 2010.

Regarding the request for funding from the Lancaster Public Transit Authority, Commissioner Shupe asked if the Board wished to reconsider the request, and Commissioner Myers stated that now that the budget numbers are finalized for 2010, it might be worth looking at. Commissioner Kiger stated that if the Board wishes to fund the request, then they should reduce funding elsewhere by \$10,000, suggesting that the Historical Parks line item be cut in order to fund the LPT request. Commissioner Shupe stated she could not go along with that suggestion, and that the Board might possibly provide ½ of the request now and the other ½ later in the year. Commissioner Kiger asked where the handouts stop, noting that he has been informed that the 2-1-1 system wants \$30,000. Commissioner Shupe noted that the \$10,000 requested by LPT is to continue an existing program to offer rides in the area surrounding Lancaster, and is not a new request. Commissioner Kiger stated his concern is keeping the 2010 budget balanced.

Commissioner Myers stated he would be interested in knowing more about the rides provided within the city limits as compared to the rides provided outside the city limits in the area covered by the funding request. Commissioner Shupe noted that carryover cash did come in slightly better than anticipated, and Commissioner Kiger stated the budget is still very delicately balanced, and revenues are trending down. Commissioner Myers asked Mr. Zody to inform Mayor Smith that the request is still under consideration.

Regarding the pending relocation of the Prosecutor's Office to the Job & Family Services building, Commissioner Myers asked if the plans were ready, and Mr. Zody informed the Board that he, Joe Spybey, Jon Kochis and Dave Landefeld met with VPL Architects to review the plans and have value-engineered the plans down by approximately \$60,000, and hope to finalize the plans and go out for bids in late January, with construction commencing in late March/early April and finishing up in time for the Prosecutor to move in when their lease expires. Mr. Burnett asked why the move was occurring, and Commissioner Myers explained the move would relieve the county of a \$60,000 annual rental payment, and would convert the JFS building into more of a county service center.

Commissioner Shupe asked if the Board should move forward with a plan to provide emergency generator power to the Courthouse and Hall of Justice, given the number of power outages the buildings have experienced recently. Mr. Zody noted that in order to completely power both buildings, the cost estimate exceeds \$150,000, which would

consume almost one-third of the available capital improvements funding. Commissioner Kiger stated he would prefer to pursue temporary solutions such as utilizing the Utility department portable generators for 2010, and explore funding options for 2011.

The Board directed Mr. Zody to schedule a follow up meeting with Emergency Management Director Jon Kochis to discuss the removal of an old radio tower. Commissioner Shupe suggested contacting Brad Shull with the county firefighters association as well.

Commissioner Kiger asked if any unused funds from the Sheriff and Prosecutor Furthrance of Justice funds are returned to the General Fund at the end of each year, and Commissioner Myers stated none of those funds originate from the GRF, so they would not be considered in the year-end cash carry over.

Data Processing Chief Randy Carter and Fiscal Clerk Staci Knisley joined the meeting. Ms. Knisley informed the Board that she and Mr. Carter wanted to provide an update on the county telephony project, and they have one change they need to discuss that would cost some additional dollars now, but save funds over the long term.

Mr. Carter stated that he would recommend changing some phones at the Minimum Security jail to voice-over IP instead of the digital phones the original plan calls for. This would require some additional wiring but would save operational funds over time, as the voice-over IP phones would cost less. Ms. Knisley added that due to expansion over the years, there are currently 2 "phone closets" at the MSJ, and there have been some lines lost and this would help consolidate lines and wiring.

Commissioner Myers asked how much additional funding would be needed, and Mr. Carter stated about \$20,000, and Ms. Knisley stated there would be a savings of about \$7-8,000 on equipment, plus the new equipment could be transferred to a new jail in the future.

Commissioner Myers stated he was surprised at the number of phone lines in that facility, and Mr. Zody noted that the Sheriff's Patrol Division and dispatchers are also located there, and Ms. Knisley noted that the dispatch stations have two phones each. Commissioner Myers expressed concern that there be no additional changes or added costs, and Mr. Carter noted that savings should begin to be realized in January once excess lines start being disconnected.

Adjournment

With no further business to come before the Board, on the motion of Mike Kiger and the second of Jon Myers, the Board of Commissioners voted to adjourn at 11:10 a.m.

Roll call vote on the motion resulted as follows:

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

Mike Kiger
Commissioner

Jon D. Myers
Commissioner

Judith K. Shupe
Commissioner

Scott Zody, Clerk/Manager

THE 2010 ORGANIZATIONAL MEETING OF THE BOARD OF COMMISSIONERS IS SCHEDULED FOR MONDAY, JANUARY 11, 2009 AT 10:00 A.M., AND THE NEXT REGULAR MEETING OF THE BOARD OF COMMISSIONERS' IS SCHEDULED FOR TUESDAY, JANUARY 12, 2010 AT 10:00 A.M.