

**Regular Meeting #16-2012
Fairfield County Commissioners' Office
April 10, 2012**

Public Viewing: Petition for Vacation- an alley in Walnut Township

Pursuant to Resolution 2012-03.20.a the Commissioners held a public hearing on the petition to vacate a part of a public road, an alley in the Second Addition to Lakeview Beach Subdivision in Walnut Township. *"That the Fairfield County Board of Commissioners sets the date of Tuesday, April 10 at 9:00 a.m. for viewing the alley at the site and further, that a hearing be held on the proposed vacation on Tuesday, April 10 at 11:00 a.m."* Commissioner Davis called the viewing to order at 9:00 a.m. with the following Commissioners present: Steven Davis, Mike Kiger, and Judith Shupe. Also present were Jason Dolin, Lawrence Downing, Alan Dupler, David Levacy, Branden Meyer, Andrew Myers, Marsha Myers, Robert Myers, and Bill Yates.

The viewing concluded at 9:09 a.m.

Review Session

The Board of Commissioners met at 9:54 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 Jeff Barron, David Conley (via telephone), Aunie Cordle, Jason Dolin, Staci Knisley, Dave Levacy, and Branden Meyer.

Miscellaneous Discussion

▪ **Discussion with David Conley**

Mr. Conley stated that the bonds will go for sale in 4 minutes. He stated that the bond market looks good. He stated that the previous estimated savings was about \$799,000 and looks like it will now be \$825,000. He stated that at 10:00 a.m. the bonds will be available across the country. He stated that the Village of Powell, a Aa1 rated entity is also selling bonds today; a similar dollar amount. He stated that Woodbridge School District is selling \$6-7 million in bonds.

Commissioner Shupe asked whether local people have purchased bonds.

Mr. Conley stated that he did not know.

Review Session concluded at 9:58 a.m.

Commissioners' Regular Meeting

A regular meeting of the Fairfield County Board of Commissioners was held on Tuesday, April 10, 2012 beginning at 10:00 a.m., with the following Commissioners present: Steven Davis, Mike Kiger and Judith Shupe. Also present were Christy Besse, Aunie Cordle, Jason Dolin, Dave Levacy, Branden Meyer, Corey Schoonover, and Jeremiah Upp.

Pledge of Allegiance

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

Announcements

No announcements made.

Public Comment

Christy Besse stated that she came to hear the Commissioners' decision on the euthanasia of dogs and other information that the Prosecutor stated would be provided at today's meeting.

Commissioner Davis stated that the Commissioners are not ready to take action on the dog issues. He stated that the Commissioners have been gathering information to become informed on this issue prior to making any decisions.

Approval of Minutes from the Regular Meeting for Tuesday, April 3, 2012

On the motion of Mike Kiger and second of Judith Shupe, the Board of Commissioners voted to table the approval of minutes from the Regular Meeting for Tuesday, April 3, 2012.

Roll call vote of the motion resulted as follows:

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

Approval of Participation and Adoption of the Fairfield County 2011 Natural Hazards Mitigation Program [Fairfield County EMA]

On the motion of Judith Shupe and second of Mike Kiger, the Board of Commissioners voted on the approval of Participation and Adoption of the Fairfield County 2011 Natural Hazards Mitigation Program [Fairfield County EMA], see Resolution 2012-04.10.a.

Roll call vote of the motion resulted as follows:

Voting aye thereon: Mike Kiger, Judith Shupe, 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:

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| 2012-04.10.b | Approval of the Contract with Southeastern Equipment Company for the Purchase of a Motorized Power Broom [Fairfield County Engineer] |
| 2012-04.10.c | Approval of Notice of Commencement- Purchase of a Motorized Power Broom [Fairfield County Engineer] |
| 2012-04.10.d | Approval of Advertising for the HOC-05, FAI-CR57-9.83 Crumley Road over Hunters Run Bridge Replacement & Road Realignment Project [Fairfield County Engineer] |
| 2012-04.10.e | Approval of Advertising for the FAI-CR33A-0.00 Sign Upgrade Project [Fairfield County Engineer] |
| 2012-04.10.f | Approval of Advertising for the LIB-46, FAI-TR235-1.16 Poplar Creek Road over Poplar Creek Bridge Replacement Project [Fairfield County Engineer] |
| 2012-04.10.g | Approval of Submitting Drainage Improvement Estimates [Fairfield County Engineer] |

Commissioner Davis asked what a motorized power broom is.

Mr. Upp stated that a motorized power broom is a large street sweeper with a large rotary broom to push debris off the pavement.

Roll call vote of the motion resulted as follows:

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

Approval of Job & Family Services Resolutions

On the motion of Judith Shupe and second of Mike Kiger, the Board of Commissioners voted on the approval of the following Job & Family Services Resolutions:

- 2012-04.10.h Approval of a contract agreement by and between Fairfield County Job & Family Services (FCJFS), and Daily Services, LLC d.b.a. Talocity/i-Force [Fairfield County Job & Family Services]
- 2012-04.10.i Approval of a service agreement by and between Fairfield County Job & Family Services, Child Support Protective Services and Sojourners Care Network [Fairfield County Job & Family Services]

Roll call vote of the motion resulted as follows:

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

Approval of Contract Amendment of the Removal and Land Application of Biosolids [Fairfield County Utilities]

On the motion of Mike Kiger and second of Judith Shupe, the Board of Commissioners voted on the approval of Contract Amendment of the Removal and Land Application of Biosolids [Fairfield County Utilities], see Resolution 2012-04.10.j.

Roll call vote of the motion resulted as follows:

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

Approval of Financial Resolutions

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

- 2012-04.10.k Approval of request for payment and status of funds report- FY2010 HOME funds- DRAWDOWN for \$9,160 [Fairfield County Commissioners]
- 2012-04.10.l Approval of payment of invoices without an appropriate carry-over purchase order for the Commissioners' Office [Fairfield County Commissioners]
- 2012-04.10.m Approval of Fund to Fund Transfer (Insurance 7671) to (General Fund 1001) [Fairfield County Commissioners]
- 2012-04.10.n Approval of payment of invoices without an appropriate carry-over purchase order for the ADAMH Board [Fairfield County ADAMH Board]
- 2012-04.10.o Approval of Payment of a Voucher without an appropriate carry-over purchase order for the Board of Elections [Fairfield County Elections]
- 2012-04.10.p Approval to Payment of a Voucher without an appropriate carry-over purchase order for the Board of Elections [Fairfield County Board of Elections]
- 2012-04.10.q Approval of Amended Certificate & Request for Appropriations Dept. #6000 Fairfield County Family, Adult & Children First Council (Fund #7521) [Fairfield County Board of Elections]
- 2012-04.10.r Approval to Appropriate from Unappropriated Funds- Children Services Fund, Fairfield County Job & Family Services [Fairfield County Job & Family Services]
- 2012-04.10.s Approval of payment of invoices without an appropriate carry-over purchase order, Fairfield County Job & Family Services [Fairfield County Job & Family Services]
- 2012-04.10.t Approval of memo expenditure- Fairfield County Job & Family Services [Fairfield County Job & Family Services]
- 2012-04.10.u Approval of Appropriate from Unappropriated Money (Fund #2408 Drug Court) [Fairfield County Juvenile Court]

2012-04.10.v

Approval to Appropriate from Unappropriated Funds for 5406 Utilities Water Fund
[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, April 10, 2012 [Fairfield County Commissioners]

On the motion of Mike Kiger and second of Judith Shupe, the Board of Commissioners voted on the approval of Authorization for Payment of Bills, April 10, 2012 [Fairfield County Commissioners], see Resolution 2012-04.10.w.

Roll call vote of the motion resulted as follows:

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

Commissioner Davis stated that he will be attending a meeting at JFS at 1:00 p.m. later in the afternoon.

The Regular Meeting ended at 10:09 a.m.

Review Session (continued)

The Board of Commissioners met at 10:11 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 Jeff Barron, Christy Besse, Aunie Cordle, Shane Farnsworth, Staci Knisley, Dave Levacy, and Branden Meyer.

Legal Questions Under Review and Prosecutor's Pending Items

▪ **Health Department Lease**

Mr. Dolin stated that the landlord wanted a 10 year lease term. He sent the lease to Larry Hanna to review.

Commissioner Kiger stated that he received a phone call from Paul Van Kamp

Commissioner Shupe asked whether the lease term should be for 10 years.

Mr. Dolin stated that the potential change to the state law could affect this. He stated that the agreement could be amended with the Board of Health.

Pending Items

▪ **Public Safety Facility**

Commissioner Kiger has no comments.

Commissioner Shupe stated that the issue needs to still be discussed because the jail population is increasing.

Items that Need New Action/Attention- Requests and Review

▪ **RFP for Energy Audit**

Mr. Meyer stated that the Mr. Vogel wants the Commissioners to choose which county buildings to include in the audit and which to not include.

Commissioner Davis asked why the Title Office is included in the audit. He stated that he would like to discuss these with Mr. Vogel next week.

▪ **RFP for Vending Services**

Mr. Meyer stated that only one question exists regarding the RFP. He asked whether the Commissioners would like to have the ability to choose the type of food placed in the vending machines. If they do not care, he suggested that the ability to choose be left in the RFP because the county could always decline to choose and defer to the vending companies recommendation.

▪ **Request for Reappointment to Fairfield County District Library Board**

Mr. Meyer stated that the Commissioners received a letter from Marilyn Steiner requesting that Melissa Tremblay be reappointed to a full seven year term on the Board. Ms. Tremblay was appointed to fill the unexpired term of Mary Davis.

Commissioner Shupe agreed since Ms. Steiner's letter was requesting Ms. Tremblay's reappointment.

Commissioner Davis agreed.

Mr. Meyer stated that he will prepare a resolution for the Commissioners to approve the reappointment of Ms. Tremblay.

▪ **Meals on Wheels Levy Grant Request for 2012, re: Information & Referral of Fairfield County d.b.a. Fairfield County 211- \$5,000 and Meals on Wheels Levy Grant Request for 2012, re: Olivedale Senior Center, City of Lancaster Parks & Recreation- \$39,000**

Ms. Knisley stated that next year, the requests will come once a year.

Mr. Meyer stated that the Commissioners must "sit on" the letters for 14 days, then approve the request if they agree to the requests.

Invitations

▪ **The Lighthouse, Inc. 13th Annual Golf Outing - Saturday, May 5 [7:45 a.m.: Registration/Continental Breakfast, 8:30 a.m.: Shotgun Start. Cost: \$45/person]. Location: Valley View Golf Club.**

Commissioner Davis stated that he will send a donation this year.

Commissioner Shupe stated that she will be attending a wedding and she does not play golf.

Informational

▪ **Memo received from Sherry Eckman, re: Fees collected in the Fairfield County Municipal Court, Criminal/Traffic Division for the month of March 2012.**

▪ **Letter received from Cornerstone Environmental Group, LLC, re: Proposed Landfill Gas Collection and Control System Construction for Fairfield Sanitary Landfill.**

▪ **Fairfield County Municipal Court Annual Report**

Miscellaneous Discussion

▪ **Potential Meeting with Sheriff Phalen**

Commissioner Davis asked whether the Sheriff and Phil Johnson could meet with the Commissioners during the first week of May.

Ms. Knisley stated that she will be meeting with the SCI staff next week.

Commissioner Davis stated that the inmate count is upwards of 300.

Commissioner Kiger stated that Sheriff Phalen stated that the number is abnormal.

Commissioner Davis asked Mr. Meyer to contact the Sheriff and ask for a meeting.

Mr. Meyer agreed to set up a meeting.

▪ **Euthanasia of Dogs**

Ms. Besse asked when she can come back.

Commissioner Davis stated that the Veterinarian's Association is reviewing the guidelines in a report that should be published prior to June. He stated that the report may speak stronger against carbon monoxide than in the past. He stated that all meetings of the Commissioners are public with notice posted.

The Commissioners went into recess at 10:35 a.m.

Public Hearing: Petition for Vacation- an alley in Walnut Township

Pursuant to Resolution 2012-03.20.a the Commissioners held a public hearing on the petition to vacate a part of a public road, an alley in the Second Addition to Lakeview Beach Subdivision in Walnut Township. "That the Fairfield County Board of Commissioners sets the date of Tuesday, April 10 at 9:00 a.m. for viewing the alley at the site and further, that a hearing be held on the proposed vacation on Tuesday, April 10 at 11:00 a.m." Commissioner Davis called the hearing to order at 11:01 a.m. with the following Commissioners present: Steven Davis, Mike Kiger, and Judith Shupe. Also present were Andy Boystel, Jason Dolin, Alan Dupler, Ed Laramée, David Levacy, Branden Meyer, and Andrew Myers, Marsha Myers, and Robert Myers.

Mr. Upp stated that a 14' strip of alley has been proposed to be vacated. He stated that this petition was reviewed by the Engineer's Office and GIS. He stated that the owner has addressed the concerns.

Commissioner Davis asked the proponents to give comments.

Mr. Meyer read a support letter submitted by Lawrence and Janet Downing.

Mr. Myers stated that he had no formal comments, but hopes that the Commissioners consider and approve his request for vacation.

Commissioner Davis asked the opponents to give comments.

Alan Dupler stated that he was there on behalf of the Walnut Township Trustees to speak against the petition referencing a letter dated April 9, 2012. He stated that Mr. Myers wants to set up his land so he can sell it to developers in the future. stated that vacating this alley will land lock the parcels that the cell tower sits on. He stated that nothing in writing states that an easement will be in place.

Mr. Meyer stated that the Commissioners had previously received a letter dated May 24, 2011 supporting the vacation.

Commissioner Shupe asked if any easements are documented written in writing.

Mr. Myers stated that the Engineer has approved the plat and description. He stated that he has completed all requests that have been made by the Engineer. He stated that is trying to set up everything for his heirs so they do not have to deal with this issue. He stated that he has no plans to sell his land to a developer. He stated that there is an easement to the cell tower.

Commissioner Davis asked where the easement is located.

Mr. Upp stated that there is an 8' and 22' easement for a total of a 30' easement.

Mr. Dolin stated that the house is sitting on 4 lots and could be issues if the house is knocked down, which is not likely. He stated that the lots should be sold together.

Mr. Laramée stated that the lots have been joined together under one parcel number prior to the survey being completed.

Commissioner Davis asked whether anyone either proponents or opponents have any comments.

Mr. Boystel stated that there are typos on the legal description, owner should be South Bank Farm LLC instead of Robert Myers and a few page numbers should be corrected.

Mr. Myers stated that he has sent those corrections in. He stated that he has responded to all concerns.

Commissioner Davis asked whether anyone else had any comments.

The hearing concluded at 11:30 a.m.

Meeting with Greg Eyerman

The Commissioners met with Greg Eyerman from the Fairfield County Visitors and Convention Bureau. Commissioner Davis called the meeting to order at 11:35 a.m. with the following Commissioners present: Steven Davis, Mike Kiger, and Judith Shupe. Also present were Jason Dolin, Ed Laramée, Dave Levacy, Branden Meyer, and Jeremiah Upp.

Mr. Eyerman stated that 2008 was the last year that the county received money from the Lancaster Inn. He stated that there is a rumor that a hotel will be built at the 204/256 area up north in Pickerington.

Commissioner Davis stated that the lodging tax receipts- 7 ½% for the county and the City of Lancaster.

Mr. Laramée stated that the city has 3% tax and the county has 3% tax and the DACO Center has 1.5% tax.

Mr. Eyerman stated that Pickerington has a 3% tax there are no hotels in the north that are in the county, all are in the city.

Commissioner Davis asked Mr. Eyerman about his office staffing.

Mr. Eyerman stated that his staff consists of himself and an administrative assistant.

Mr. Eyerman stated that they own the building that the Glass Museum is in and they rent space to a local attorney. He stated that the casinos will generate money that will be given to the counties. He stated that they are doing more marketing, social media, an a mobile app. He stated that gas prices are a concern. "One Tank Getaways" where they market to places that are one tank of gas away from Fairfield County. He stated that with the Visitor's Guide they switched publishers because the cost is lower. The new one is free because the publisher got sponsorships. The previous publisher was the Lancaster Eagle Gazette and cost \$16,000.

Commissioner Kiger asked whether the county saw a bump from the American Legion Tournament.

Mr. Eyerman stated yes, they did see an increase in hotels from this event.

The meeting concluded at 11:49 a.m.

Adjournment

With no more business to discuss, on the motion of Mike Kiger and a second of Judith Shupe, the Board of Commissioners voted to adjourn at 11:49 a.m.

Roll call vote on the motion resulted as follows:

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

The next regular meeting of the Board of Commissioners is scheduled for Tuesday, April 17, 2012 at 10:00 a.m.

Motion by: Mike Kiger

Seconded by: Judith Shupe

that the minutes were approved by the following vote:

YEAS: Steven Davis, Mike Kiger, and Judith Shupe

NAYS: None

ABSTENTIONS: None

*Approved on April 24, 2012.

Steven A. Davis
Commissioner

Mike Kiger
Commissioner

Judith K. Shupe
Commissioner

Branden C. Meyer, Clerk