

**Regular Meeting #20-2012  
Fairfield County Commissioners' Office  
May 8, 2012**

**Executive Session #1\***

On the motion of Steven Davis and second of Mike Kiger, the Board of Commissioners voted to enter into Executive Session at 9:00 a.m. for the purpose of discussing building security. Commissioners present were Steven Davis, Mike Kiger and Judith Shupe. Also present were Carri Brown, Jason Dolin, Jon Kochis, Branden Meyer, and Tony Vogel.

\*This meeting is non-public pursuant to R.C. 121.22 (G)(6).

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

On the motion of Judith Shupe and second of Mike Kiger, the Board of Commissioners voted to adjourn from Executive Session at 9:31 a.m.

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

No formal actions were taken.

**Review Session**

The Board of Commissioners met at 9:32 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 Reed Bailey, Jeff Barron, Aunie Cordle, Jason Dolin, Larry Hanna, Jon Kochis, Dave Levacy, Branden Meyer, and Tony Vogel.

**Legal Questions Under Review and Prosecutor's Pending Items**

- Review/Update the Public Records Policy

**Pending Items**

- Public Safety Facility

**Items that Need New Action/Attention- Requests and Review**

▪ **COAAA Meeting**

Commissioner Davis mentioned that he received a copy of the meeting minutes from the COAAA meeting. Jan Zerovnik was not in attendance and Ritta Seitz was in attendance. He was wondering why the Commissioners' appointed person had not attended the meeting.

Commissioner Kiger stated that he would check with Meals on Wheels regarding this.

**Invitations**

- **Community Action 46<sup>th</sup> Annual Dinner & Board Meeting- Thursday, May 31 [6:00 p.m.]. Location: The Lodge, Lancaster. Cost: \$30 per person.**  
All three Commissioners will plan to attend.
- **Police Memorial Day 2012- Friday, May 18 [Program- 12:00 noon]. Location: Forest Rose Lodge #50, 351 S. High Street, Lancaster.**  
All three Commissioners will plan to attend.
- **9<sup>th</sup> Annual WFCO 90.9 FM Sports Banquet- Tuesday, May 22 [Doors Open- 5:30 p.m./Banquet- 6:00 p.m.]. Location: Eagles, 1936 E. Main Street, Lancaster.**  
The Commissioners will not be able to attend this event.

▪ **National Stand for Children Day- Friday, June 1 [Program- 9:30 a.m.]. Location: Tallmadge Elementary School.**

Commissioner Kiger stated that he will be attending.

**Informational**

▪ **Thank You Letter received from OSU Extension Office**

▪ **Letter received from John and Ginger Reef, re: Concerns about fracking.**

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

▪ **Letter received from Bremen Chamber of Commerce, re: Request to host the State of the County for 2013**

**Miscellaneous Items**

▪ **DACO Center Wall**

Commissioner Kiger stated that the work on the wall has started.

▪ **2010 EMPG School Planning Grant**

Commissioner Davis asked whether Mr. Kochis has thought about his decision from last week.

Mr. Kochis stated that he spoke with the school superintendents. He stated that he will be able to cut the hours down to 14 hours a week.

Commissioner Shupe inquired about the project since she was not in attendance during the previous week's discussion with Mr. Kochis.

Mr. Kochis stated that he will be working through the ESC to work with the schools' emergency plans, tornado/fire plans and lock downs.

Commissioner Kiger asked whether this would conflict with Mr. Kochis' current position.

Mr. Kochis stated no.

Commissioner Davis stated that he favors Mr. Kochis working lesser hours and favors the lesser pay scale for the grant.

Commissioner Shupe agreed.

▪ **Department Head Meetings**

Commissioner Davis stated that he asked the department heads how they felt about the meetings. He stated that the feedback was that they all felt their time could be used better. He asked Mr. Kochis for his opinion.

Mr. Kochis stated that Mondays are busy and he stated that he always calls the Commissioners if he needs something.

Commissioner Davis stated that the department heads did say that they appreciate hearing from the group during the meetings.

Review Session ended at 9:53 a.m. The Commissioners went into Recess at 9:54 a.m.

**Commissioners' Regular Meeting**

A regular meeting of the Fairfield County Board of Commissioners was held on Tuesday, May 8, 2012 beginning at 10:02 a.m., with the following Commissioners present: Steven Davis, Mike Kiger and Judith Shupe. Also present were Reed Bailey, Jeff Barron, Marsha Burton, Aunie Cordle, Jason Dolin, Larry Hanna, Ed Laramee, Dave Levacy, Branden Meyer, Jeremiah Upp, and Tony Vogel.

**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 Minutes from the Regular Meeting for Tuesday, May 1, 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, May 1, 2012.

Roll call vote of the motion resulted as follows:

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

## **Approval of a lease agreement between the Fairfield County Board of Commissioners and Colonnade, M.O.B., LLC to house the Fairfield County Board of Health [Fairfield County Commissioners]**

On the motion of Judith Shupe and second of Mike Kiger, the Board of Commissioners voted on the approval of a lease agreement between the Fairfield County Board of Commissioners and Colonnade, M.O.B., LLC to house the Fairfield County Board of Health [Fairfield County Commissioners], see Resolution 2012-05.08.a.

Roll call vote of the motion resulted as follows:

Voting aye thereon: Mike Kiger and Judith Shupe

Abstaining: Steven Davis

## **Approval of an amendment to and Extension of a lease agreement between the Fairfield County Board of Commissioners and Fairfield County Education Service Center [Fairfield County Commissioners]**

On the motion of Mike Kiger and second of Judith Shupe, the Board of Commissioners voted on the approval of an amendment to and Extension of a lease agreement between the Fairfield County Board of Commissioners and Fairfield County Education Service Center [Fairfield County Commissioners], see Resolution 2012-05.08.b.

Roll call vote of the motion resulted as follows:

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

## **Approval of intent to adopt resolution of exemption [Fairfield County Commissioners]**

On the motion of Mike Kiger and second of Judith Shupe, the Board of Commissioners voted on the approval of intent to adopt resolution of exemption [Fairfield County Commissioners], see Resolution 2012-05.08.c.

Roll call vote of the motion resulted as follows:

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

**Approval of vacating 0.383 miles, a section of Meister Road (TR 258) in Hocking Township and Madison Township [Fairfield County Commissioners]**

On the motion of Judith Shupe and second of Mike Kiger, the Board of Commissioners voted on the approval of vacating 0.383 miles, a section of Meister Road (TR 258) in Hocking Township and Madison Township [Fairfield County Commissioners], see Resolution 2012-05.08.d.

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

**Approval of a proclamation of recognition of May 2012 being named Mental Health Month in Fairfield County [Fairfield County Commissioners]**

On the motion of Mike Kiger and second of Judith Shupe, the Board of Commissioners voted on the approval of a proclamation of recognition of May 2012 being named Mental Health Month in Fairfield County [Fairfield County Commissioners], see Resolution 2012-05.08.e.

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

**Approval of a proclamation of recognition for Betty I. Primmer being a 2012 inductee into the Central Ohio Senior Citizen's Hall of Fame [Fairfield County Commissioners]**

On the motion of Mike Kiger and second of Judith Shupe, the Board of Commissioners voted on the approval of a proclamation of recognition for Betty I. Primmer being a 2012 inductee into the Central Ohio Senior Citizen's Hall of Fame [Fairfield County Commissioners], see Resolution 2012-05.08.f.

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

**Approval of the amendment to grants contract between the Fairfield County Commissioners and Meals on Wheels Older Alternatives of Fairfield County [Fairfield County Commissioners]**

On the motion of Judith Shupe and second of Mike Kiger, the Board of Commissioners voted on the approval of the amendment to grants contract between the Fairfield County Commissioners and Meals on Wheels Older Alternatives of Fairfield County [Fairfield County Commissioners], see Resolution 2012-05.08.g.

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

**Approval of 2012 grant agreement by and between the Fairfield County Commissioners and the Fairfield Metropolitan Housing Authority- CDBG Formula FY2011 [Fairfield County Commissioners]**

On the motion of Mike Kiger and second of Judith Shupe, the Board of Commissioners voted on the approval of 2012 grant agreement by and between the Fairfield County Commissioners and the Fairfield Metropolitan Housing Authority- CDBG Formula FY2011 [Fairfield County Commissioners], see Resolution 2012-05.08.h.

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

**Approval of participation agreement between the Village of Thurston and Fairfield County- FY2011 CDBG Formula [Fairfield County Commissioners]**

On the motion of Judith Shupe and second of Mike Kiger, the Board of Commissioners voted on the approval of participation agreement between the Village of Thurston and Fairfield County- FY2011 CDBG Formula [Fairfield County Commissioners], see Resolution 2012-05.08.i.

Roll call vote of the motion resulted as follows:

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

**Approval of six month report for the Fiscal Year 2010 Community Housing Improvement Program (CHIP) completed May 2012 [Fairfield County Community Action]**

On the motion of Mike Kiger and second of Judith Shupe, the Board of Commissioners voted on the approval of six month report for the Fiscal Year 2010 Community Housing Improvement Program (CHIP) completed May 2012 [Fairfield County Community Action], see Resolution 2012-05.08.j.

Roll call vote of the motion resulted as follows:

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

**Approval of setting a Commissioners' viewing date of June 12, 2012 at 9:00 a.m. and a final hearing date of June 2012 at 11:15 a.m. to determine the necessity for establishing, altering and widening of Pickerington Road, Violet Township, Fairfield County, Ohio [Fairfield County Engineer]**

On the motion of Mike Kiger and second of Judith Shupe, the Board of Commissioners voted on the approval of setting a Commissioners' viewing date of June 12, 2012 at 9:00 a.m. and a final hearing date of June 2012 at 11:15 a.m. to determine the necessity for establishing, altering and widening of Pickerington Road, Violet Township, Fairfield County, Ohio [Fairfield County Engineer], see Resolution 2012-05.08.k.

Roll call vote of the motion resulted as follows:

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

**Approval of Fairfield County Utilities Administrative Office and Garage Complex Change Orders [Fairfield County Utilities]**

On the motion of Mike Kiger and second of Judith Shupe, the Board of Commissioners voted on the approval of Fairfield County Utilities Administrative Office and Garage Complex Change Orders [Fairfield County Utilities], see Resolution 2012-05.01.l.

Roll call vote of the motion resulted as follows:

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

**Approval of electric line right-of-way easement for South Central Power [Fairfield County Utilities]**

On the motion of Judith Shupe and second of Mike Kiger, the Board of Commissioners voted on the approval of electric line right-of-way easement for South Central Power [Fairfield County Utilities], see Resolution 2012-05.08.m.

Roll call vote of the motion resulted as follows:

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

**Approval to rescind resolution 2012-04.24.dd, approval of the account to account transfer of appropriations- Major Object Expenditure Category (General Fund) [Fairfield County Sheriff]**

On the motion of Mike Kiger and second of Judith Shupe, the Board of Commissioners voted on the approval to rescind resolution 2012-04.24.dd, approval of the account to account transfer of appropriations- Major Object Expenditure Category (General Fund) [Fairfield County Sheriff], see Resolution 2012-05.08.n.

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

**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:

- 2012-05.08.o Approval to ratify previous authorization for payment of invoice, outside the normal budgetary process- Fairfield-Hocking Major Crimes Unit [Fairfield County Major Crimes Unit]
- 2012-05.08.p Approval of account to account transfer- Major Expenditure Object Category- Airport [Fairfield County Commissioners]
- 2012-05.08.q Approval of payment of invoices without an appropriate carryover purchase order for the ADAMH Board [Fairfield County Utilities]
- 2012-05.08.r Approval of repayment of advance to the General Fund from the FY11/12 Adult Community Based Correction Fund [Fairfield County Adult Probation]
- 2012-05.08.s Approval of fund to fund transfer (Insurance 7671) to (General 1001) [Fairfield County Auditor]
- 2012-05.08.t Approval to appropriate from unappropriated funds- Domestic Relations Court (2655- Special Projects Fund) [Fairfield County Domestic Relations Court]
- 2012-05.08.u Approval to appropriate from unappropriated funds- Motor Vehicle Fund 2024, the County Engineer [Fairfield County Engineer]
- 2012-05.08.v Approval of account to account transfer of appropriations- Major Object Expenditure Category (2024- Motor Vehicle) [Fairfield County Engineer]
- 2012-05.08.w Approval of account to account transfer of appropriations- Major Object Expenditure Category (Fund #7521- FAF Council) [Fairfield County Family, Adult & Children First Council]
- 2012-05.08.x Approval to appropriate from unappropriated money (#7521- FAF Council, Dept 6000) [Fairfield County Family, Adult & Children First Council]
- 2012-05.08.y Approval to appropriate from unappropriated money (Fund #2745 Multi-System Youth Pooled Fund) [Fairfield County Juvenile Court]
- 2012-05.08.z Approval to appropriate from unappropriated funds within the 5461 Debt Service Fund [Fairfield County Utilities]
- 2012-05.08.aa Approval of fund to fund cash transfer from 5044 Sewer District Cash Fund to Sewer Debt Service for 2012 interest & principal payments [Fairfield County Utilities]
- 2012-05.08.aa Approval of fund to fund transfer from 5044 Sewer District Cash Fund to Sewer Debt Service for 2012 interest & principal payments [Fairfield County Utilities]

2012-05.08.bb Approval of amended certificate, update receipts and request for appropriations for Fund 5556- Water Consolidation 2003 [Fairfield County Utilities]

2012-05.08.cc Approval of amended certificate, update receipts & request for appropriations for Fund 5555 Bond Ret.- Sewer Consolidation 2003 [Fairfield County Utilities]

Roll call vote of the motion resulted as follows:

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

**Approval of Authorization for Payment of Bills, May 8, 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, May 8, 2012 [Fairfield County Commissioners], see Resolution 2012-05.08.dd.

Roll call vote of the motion resulted as follows:

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

The Regular Meeting ended at 10:11 a.m.

**Meeting with Holly Mattei and James Mako**

The Commissioners met with Holly Mattei and James Mako from the Fairfield Regional Planning Commission to discuss the Community Development Block Grant (CDBG) Projects for FY 2012. Commissioner Davis called the meeting to order at 10:20 a.m. with the following Commissioners present: Steven Davis, Mike Kiger, and Judith Shupe. Also present were Reed Bailey, Aunie Cordle, Jason Dolin, Dave Levacy, Branden Meyer, and Jeremiah Upp.

*-Discussion regarding FY 2012 CDBG Projects-*

Ms. Mattei stated that she had spoken to Pleasantville regarding their pool. They were not opening the pool because of an ADHA requirement that has now been pushed back. She stated that they will be opening the pool but on a limited basis.

Mr. Mako stated that \$175,000 is available to be spent on actual projects. He recommended the Walnut Township project.

Ms. Mattei stated that the Bremen project or the two Pleasantville projects would result in more of a match for the project.

Commissioner Davis stated that number 9 (Village of Pleasantville- Otte Park Improvements) and 10 (Village of Bremen- Marietta Street ADA Ramps) are similar projects.

Ms. Mattei stated that doing number 10 (Village of Bremen- Marietta Street ADA Ramps) would spread more money around and doing number 9 (Village of Pleasantville- Otte Park Improvements) would be more of a match.

Commissioner Shupe asked which Pleasantville project is the top project.

Ms. Mattei stated that the ADA is the favored project.

Commissioner Davis suggested listing numbers 4 (Walnut Township- Birch Road Paving), 8 (Village of Pleasantville- Community Center ADA Rehab), 14 (Village of Carroll- Curb Installation) as recommended, then have numbers 9 (Village of Pleasantville- Otte Park Improvements) and 10 (Village of Bremen- Marietta Street ADA Ramps) with a description listing their competitiveness.

Ms. Mattei stated yes.

Commissioner Davis stated that the hearing may help decide how to decide between these two projects.

Commissioner Davis called the vote for the following projects: project number 4 (Walnut Township- Birch Road Paving)- Commissioner Kiger and Commission Shupe agreed to choose project number 4. Commissioner Davis abstained from this vote regarding project number 4. On project number 8 (Village of Pleasantville- Community Center ADA Rehab), all three Commissioners agreed to choose this project. On project number 14 (Village of Carroll- Curb Installation), all three Commissioners agreed to choose this project. On project number 9 (Village of Pleasantville- Otte Park Improvements) and project number 10 (Village of Bremen- Marietta Street ADA Ramps), all three Commissioners agreed to choose these projects.

*-Discussion regarding Windy Hills Subdivision-*

Ms. Mattei stated that the developer needs to apply for a variance from the RPC. She stated that she does not support the variance for chip and seal, which would set precedence for the county. She stated that the idea has been raised that the county move forward with chip and seal; the life of the road would be prolonged.

Commissioner Shupe asked whether the road needs to be more than chip and seal.

Ms. Mattei stated yes; the final coat needs to be completed.

Commissioner Davis inquired about the stub road.

Ms. Mattei stated that a right of way exists on the stub road. In 2007, the developer requested a variance to have the right of way for the stub road, but not to construct it. The RPC granted the variance with the condition that the developer provide a 50% bond for the stub road. Ms. Mattei stated that after talking with the Prosecutor's Office the Commissioners would require a 100% bond for the stub road prior to signing the plat.

Commissioner Shupe inquired about the amount of the bond.

Ms. Mattei stated that the total amount of the bond is \$106,000.

Mr. Upp stated that the bond amount was not enough and should have been higher.

Ms. Mattei stated that RPC relied on information from the Engineer's office in regards to the bond amount.

Mr. Upp stated that the amount was higher and RPC reduced it.

Ms. Mattei stated that RPC received a memo from the Engineer's office setting the bond amount.

Commissioner Davis asked if chip and seal is done what the cost would be.

Mr. Upp stated that if both the stub road and the chip and seal is done the cost will be about \$90,000.

Commissioner Davis asked whose permission is needed to take \$90,000 from the \$106,000 bond.

Ms. Mattei stated that Prosecutor advised that the developer's permission would be needed if something is done outside of the subdivision regulations.

Mr. Dolin stated that chip and seal is not necessary.

Mr. Upp stated the Ms. Mattei spoke with Eric McCrady in the Engineer's Office and she shared that she is not in favor of spending money to have simply a patch done. She suggested doing the work and stopping when the money runs out.



Commissioner Davis asked the cost to do both the road and stub correctly.

Ms. Mattei stated that \$204,000 is the total cost, which was provided by the developer's lender; prevailing wage was not used and the project was not bid out.

Mr. Upp stated that if full repairs are done, the road needs to be sealed, but there is no money for asphalt.

Commissioner Davis asked whether full depth repair needs to be done.

Ms. Mattei stated yes.

Commissioner Davis asked whether using the \$90,000 amount for "repair" can be analyzed and wants to know whether x and y can be done with the bond money without the developer's approval and also what would happen if z is done.

Mr. Dolin stated that the issue may be doing z. He stated that this is not a government road, it has not been accepted. He does not think that a government entity can pay for road development.

Commissioner Shupe asked what level the stub road needs completed to.

Mr. Upp stated the same as other roads.

Mr. Dolin asked the cost to re-plat.

Ms. Mattei stated the cost to re-plat is approximately \$3,000.

Commissioner Davis stated that if the \$90,000 is taken without the developer's permission the concern is using the bond money not required by subdivision regulations.

Mr. Upp stated that chip and seal is preventative maintenance. He stated that it is foolish to spend \$100,000 on this road. He wants to hold the developer accountable.

Commissioner Davis suggested taking the \$90,000 out of the \$106,000 bond amount and then accept the risk management associated with doing the "repair."

Ms. Mattei stated that this is a problem.

Commissioner Davis asked what she suggests.

Ms. Mattei stated that she would like direction from the Commissioners. She stated that this would be better than granting a variance to the developer, but not the best solution, but there is really no better solution.

Commissioner Davis stated that "all roads lead to no road."

Ms. Mattei stated that this issue has been going on since 2002.

The meeting concluded at 11:03 a.m.

### **Public Hearing: Floodplain Regulations Amendment- Hearing #1**

The Commissioners held the first Public Hearing for the Floodplain Regulations Amendment. Commissioner Davis called the meeting to order at 11:05 a.m. with the following Commissioners present: Steven Davis, Mike Kiger, and Judith Shupe. Also present were Reed Bailey, Jason Dolin, Brian Kuhn, David Levacy, James Mako, Holly Mattei, and Branden Meyer, Jon Slater, and Jeremiah Upp.

Commissioner Davis read the following statement:

*“THE PURPOSE OF THIS PUBLIC HEARING IS TO DISCUSS AMENDMENTS TO FAIRFIELD COUNTY’S SPECIAL PURPOSE FLOOD DAMAGE PREVENTION REGULATIONS.*

*FAIRFIELD COUNTY IS ONE OF NEARLY TWENTY-THOUSAND COMMUNITIES WHO PARTICIPATE IN THE NATIONAL FLOOD INSURANCE PROGRAM (NFIP) IN EXCHANGE FOR FEDERALLY BACKED INSURANCE MADE AVAILABLE TO OWNERS AND RENTERS OF HOMES AND BUSINESSES. TO PARTICIPATE IN THIS PROGRAM FAIRFIELD COUNTY HAS ADOPTED AND ENFORCES THE SPECIAL PURPOSE FLOOD DAMAGE PREVENTION REGULATIONS.*

*THE OHIO DEPARTMENT OF NATURAL RESOURCES (ODNR) SERVES AS THE STATE-WIDE COORDINATING AGENCY IN OHIO FOR FLOODPLAIN MANAGEMENT. ODNR HAS INDICATED THAT ITS MODEL FLOODPLAIN REGULATION LANGUAGE, ON WHICH FAIRFIELD COUNTY’S REGULATIONS ARE BASED, MAY NOT BE THE MOST APPROPRIATE FOR COUNTIES TO PROSECUTE VIOLATORS OF THE REGULATIONS. THE AMENDMENTS BEING DISCUSSED TODAY HAVE BEEN SUBMITTED BY ODNR TO COUNTIES THROUGHOUT OHIO. THE FAIRFIELD COUNTY PROSECUTOR’S OFFICE HAS ALSO REVIEWED THE PROPOSED AMENDMENTS.*

*THE FAIRFIELD COUNTY COMMISSIONERS WILL BE HOLDING TWO PUBLIC HEARINGS TO SOLICIT PUBLIC INPUT ON THE AMENDED REGULATIONS.*

*JAMES MAKO OF THE REGIONAL PLANNING COMMISSION WILL MAKE A PRESENTATION ABOUT THE PROPOSED AMENDMENTS TO THE REGULATIONS.*

*FIRST, DO WE HAVE ANY PUBLIC COMMENT?”*

Commissioner Davis asked for any public comments.

There was no public comment made.

Mr. Mako stated that the Ohio Department of Natural Resources is the coordinating agency for floodplain regulations. He stated that Fairfield County uses the guidance from ODNR. ODNR sent notice that Fairfield County needs to make amendments to their regulations. Violations will now be a fine; there will not be a misdemeanor.

Commissioner Davis asked whether there were any comments on the regulations.

There were no other comments.

Ms. Mattei stated that the second hearing is scheduled for next Tuesday, May 15.

The hearing ended at 11:10 a.m.

### **Executive Session #2\***

On the motion of Mike Kiger and second of Judith Shupe, the Board of Commissioners voted to enter into Executive Session at 11:29 a.m. for the purpose of discussing the purchase of real estate. Commissioners present were Steven Davis, Mike Kiger and Judith Shupe. Also present were Sharon Buscilla, Jason Dolin, Brian Kuhn, Ed Laramée, Helen Mayle, Branden Meyer, Jon Slater, Bill Vance, and Bill Yapple.

\*This meeting is non-public pursuant to R.C. 121.22 (G)(2).

Roll call vote of the motion resulted as follows:

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

On the motion of Judith Shupe and second of Mike Kiger, the Board of Commissioners voted to adjourn from Executive Session at 12:53 p.m.

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

No formal actions were taken.

**Review Session (continued)**

The Board of Commissioners entered into open session at 12:47 p.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 Sharon Buscilla, Jason Dolin, Brian Kuhn, Ed Laramée, Helen Mayle, Branden Meyer, Jon Slater, Bill Vance, and Bill Yapple.

Commissioner Davis thanked Ms. Mayle for bringing this item to the Commissioners' attention and stated that the next step would be for Ms. Mayle to bring options to the Commissioners for their consideration.

Ms. Mayle stated that she is encouraged after this meeting and offered thanks.

The meeting ended at 12:50 p.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 12:53 p.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, May 15, 2012 at 10:00 a.m.

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Motion by: Mike Kiger

Seconded by: Judith Shupe

that the minutes were approved by the following vote:

YEAS: Mike Kiger, Judith Shupe, and Steven Davis

NAYS: None

ABSTENTIONS: None

\*Approved on May 22, 2012.

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Steven A. Davis  
Commissioner

Mike Kiger  
Commissioner

Judith K. Shupe  
Commissioner

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Branden C. Meyer, Clerk