

**Regular Meeting #09-34
Fairfield County Commissioners' Office
August 18, 2009**

9:00 a.m. Budget Retreat Planning Meeting

The Board of Commissioners met to review and plan for the annual county Budget Retreat. Commissioners present were Judith Shupe, Jon Myers and Mike Kiger. Also present were Deputy Auditor Ed Laramee, Prosecutor David Landefeld, Staci Knisley and Scott Zody. Participating via a conference call was Maggie Lewis with the Ohio Commission on Dispute Resolution & Conflict Management.

Mr. Zody provided the Board with a draft agenda and background materials relating to voluntary cost reductions received from various county elected officials and agencies. Commissioner Myers asked about the list of annual funding allocations provided by the Board, and specifically the \$140,000 for the county Historical Parks. Ms. Knisley stated the normal allocation has been \$40,000, but the Commissioners had adopted a resolution last year committing to provide the additional \$100,000 for 5 years, provided the funding was available.

Commissioner Shupe asked if the issues involving the Law Library had been worked out, and Mr. Zody stated that was still a work in progress, but he and Ms. Knisley had been able to determine that all of the Law Library funding was derived from Municipal and Common Pleas Court fines that are deposited into the General Fund then appropriated for Law Library use. Commissioner Shupe asked if those funds could be retained in the General Fund, and Ms. Knisley stated the fines by law must be directed to the Law Library, but the Library Board is supposed to establish and manage its own fund starting in 2010.

Commissioner Shupe asked if Jeanette Addington would be presenting a fiscal update similar to the July meeting to kick things off, and Mr. Zody stated the plan was to have Ms. Addington do the presentation of the budget scenario, and then Ms. Lewis and the Board would initiate discussions relative to 2009 cost savings. Ms. Addington would also lead off the afternoon session to frame the 2010 budget scenario based upon the morning session results.

Ms. Lewis stated that she understands the goal for the morning is to identify and gain commitments for \$1-1.5 million in spending reductions in order to preserve cash for the 2010 budget, and currently there have been approximately \$500,000-600,000 brought forward. Ms. Lewis asked if there were any other pending commitments the Board could count on prior to Thursday, and Mr. Zody stated that he knows there are some agencies that have yet to respond, but cannot quantify what if any additional savings will be offered up for consideration.

Mr. Landefeld stated that he is trying to obtain a \$16,000 commitment that was made earlier in the year by JFS to fund part of an investigator position, and Mr. Laramee stated that he knows the Auditor is working on some ideas. Ms. Lewis stated that she would need to get some additional information to try to work towards paired comparisons if additional cuts are required.

Ms. Lewis asked what level of discussion had been held with respect to options with the other elected officials, and Commissioner Myers stated that voluntary furloughs were being discussed, but few commitments had been received to this point. Mr. Zody stated that Data Processing had indicated a willingness to explore the option, and the Clerk of Courts was discussing the option with her employees, but some offices had indicated they were not willing to commit unless all participated. Commissioner Shupe asked about mandatory furloughs under the state budget language, and Mr. Landefeld stated that is up to each appointing authority, i.e., each elected official, to implement. Mr. Landefeld stated he is talking about it with his employees, and there appears to be some willingness to consider the option. Commissioner Shupe stated the voluntary

furloughs helped JFS with their layoff situation, and understands that the impact on the General Fund might not be great, but it would help. Ms. Knisley stated the impact, if all eligible employees participated, would amount to about \$200,000 per 10 days taken. Ms. Lewis stated that the Commissioners would not want to have to “twist arms” but may need to discuss as an option to consider.

Commissioner Shupe stated a reduction of working hours was also discussed, and Mr. Laramée stated that would have to be approached with caution. Commissioner Myers stated that also would be up to each appointing authority. Mr. Landefeld stated any adjustments made would have to be sensitive to health insurance eligibility as well.

Ms. Lewis asked if any numbers had been run to determine how much of a savings could be generated by a reduction of hours, and Mr. Zody stated none had been run to this point. Ms. Knisley pointed out that not all employees are on a 40-hour week, some are still 35-hour employees. Mr. Landefeld stated it is possible to reduce 35-hour employees to 32-hour employees, but again, there are sensitivities with respect to health insurance, and such reductions would have to be voluntary. Mr. Zody stated it is the same issues as furloughs, that many offices will not be willing to do this voluntarily unless there is across the board participation.

Ms. Lewis stated that between now and Thursday, she hopes that other items come in, and asked if the Board planned to share the voluntary reductions offered up to date. Commissioner Myers stated he saw no problem with that, and Commissioner Shupe stated it might help encourage other offices to offer up some solutions.

Commissioner Myers asked about unencumbered purchase orders from past years such as 2007 and 2008, and what could be done with those. Ms. Knisley stated that agencies have the authority to carry over purchase orders, but some should be looked at. Mr. Laramée stated that he knows of some that are out there, but some are contractual and are not significant dollar amounts.

Mr. Laramée stated there are two critical issues that must be addressed – the first is to determine what the cash carry over balance for 2009 should be, and the second is to determine what the cash carry over balance for 2010 should be. The combination of revenue, spending and turn backs will determine how to get there. Mr. Laramée stated that what the Board is receiving now are for the most part what the agencies would normally turn back, and are not true cost savings. The agencies should be looking at what was turned back in 2008 and how much more could be turned back for 2009.

Mr. Zody stated that Ms. Addington did set expectations for cash carry over balances at the July meeting, and Mr. Laramée stated those were estimates, not “hard” numbers.

Mr. Landefeld asked is a temporary sales tax increase would be considered as a solution to getting through the current crisis, and Mr. Laramée stated the year end numbers need to be nailed down first to determine the extent of any shortfall. Mr. Landefeld stated that revenues, which really are not under the control of the Board, have suffered, such as the cuts to the Local Government Fund, decreased interest income, and conveyance fees, and enacting a temporary increase would help fill the gap.

Commissioner Shupe stated that 99% of the public would disagree and say that the county should live within its means, and the sales tax is strong. Mr. Laramée disagreed, stating that sales tax is flat at best. Commissioner Shupe stated that this is a temporary decrease of income, and as the economy recovers, so should revenue. Mr. Landefeld stated that in order to have a stop gap, the Board could place a start and stop date on the increase, as it is difficult to say when revenues would recover. Commissioner Shupe stated that revenues will not recover before the end of 2010. Mr. Zody stated that what is occurring now is what occurred 6-8 years ago at the state level for many agencies, and that is a strategic and quite possibly permanent re-alignment of

resources away from local government, and it is very likely that state funding will never recover to previous levels, just like funding for state agencies.

Mr. Landefeld stated it is critical to rebuild cash carry over levels to have a stable funding base.

Commissioner Kiger stated that temporary is the key, but the Board also must cut spending and not just increase revenue. The county budget is always a year or so behind the state with respect to impacts, and he believes the situation will become worse before it improves, especially with interest income. Mr. Laramée stated the conveyance fees will remain down for 2010, and probably into 2011, and he agrees that state revenues will stay down as well. In 2005, the county took significant cuts and increased the conveyance fee, but that was only a band-aid solution to what has become a long-term problem.

Commissioner Myers stated that both interest income and conveyance fee income is down, and Mr. Landefeld stated the Local Government Fund has been reduced by 20% in 2009 alone. Mr. Landefeld stated Fairfield County's sales tax rate is one of the lowest in the state, and a ¼% increase would still keep it one of the lowest, and help bridge the gap. Mr. Laramée added that nearly 40% of the sales taxes paid in Fairfield County are paid by out-of-county residents.

Commissioner Kiger stated that any increase must be temporary and be coupled with spending reductions, probably for up to 2 years. Mr. Landefeld stated the county must also plan for a new public safety facility and urged the Board to use the "bully pulpit" of the budget retreat to get agencies to return funds in 2009. In addition, the Board need to be frank with the elected officials about the 2010 budget situation.

Commissioner Kiger stated that Ms. Addington estimates a \$4-6 million shortfall, and a ¼% sales tax increase would only bring in about \$3 million, so cuts have to be made regardless. Commissioner Shupe asked Ms. Lewis what she needed from the Board, and Ms. Lewis stated that these items should help move the discussion on Thursday, and asked what the attitude would be towards a revenue increase.

Mr. Zody stated that any discussion regarding a sales tax increase should be deferred until the afternoon session, and focus the morning effort on spending cuts first.

Mr. Laramée agreed, stating that the cash carry over balances for 2009 and 2010 should be arrived at first, then move the discussion from there. Mr. Laramée stated that attention needs to be given to allocations as well, as it is startling how much those have increased over a very brief time. Commissioner Shupe stated one allocation that could be looked at is the GOS allocation.

10:00 a.m. Commissioners' Regular Meeting

A regular meeting of the Fairfield County Board of Commissioners was held on Tuesday, August 18, 2009 beginning at 10:00 a.m., with the following Commissioners present: Judith Shupe, Jon Myers and Mike Kiger. Also present were Ritta Seitz, Laura Holton, Ed Laramée, Michelle George, David Landefeld and Scott Zody.

Announcements

There were no announcements.

Public Comment

There were no public comments.

Approval of minutes of Tuesday August 11, 2009

On motion of Mike Kiger and second of Jon Myers, the Board of Commissioners voted to approve the minutes for Tuesday, August 11, 2009.

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

Approval of Proclamation of Recognition for Mason A. Carter

On motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve a Proclamation of Recognition for Mason A. Carter, see resolution 09-08.18.a

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

Approval of Acceptance of the Amounts and Rates as determined by the Fairfield County Budget Commission and Authorizing the necessary Tax Levies and Certifying to the County Auditor

On motion of Mike Kiger and second of Jon Myers, the Board of Commissioners voted to approve Acceptance of the Amounts and Rates as determined by the Fairfield County Budget Commission and Authorizing the necessary Tax Levies and Certifying to the County Auditor, see resolution 09-08.18.b.

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

Approval of Request for Payment and status of funds report – FY2008 HOME – Drawdown #198 - Commissioners

On the motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve a Request for Payment and status of funds report – FY2008 HOME – Drawdown #198 – Commissioners, see resolution 09-08.18.c

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

Approval of Easement Acquisition for Pickerington Road Sanitary Sewer Lateral - Utilities

On the motion of Mike Kiger and second of Jon Myers, the Board of Commissioners voted to approve an Easement Acquisition for Pickerington Road Sanitary Sewer Lateral – Utilities, see resolution 09-08.18.d

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

Approval of Fairfield County Revolving Loan Administrator's recommendation for approval of CDBG/RLF Semi-Annual Report

On motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve the Fairfield County Revolving Loan Administrator's recommendation for approval of CDBG/RLF Semi-Annual Report, see resolution 09-08.18.e

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

Approval of Appointment of a Board Member to the Fairfield County Revolving Loan Fund Review Committee – Michael Distelzweig, Standing Stone National Bank

On motion of Mike Kiger and the second of Jon Myers, the Board of Commissioners voted to approve the Appointment of a Board Member to the Fairfield County Revolving Loan Fund Review Committee – Michael Distelzweig, Standing Stone National Bank, see resolution 09-08.18.f

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

Approval of a Purchase of Service Contract by and between Fairfield County Job & Family Services and Nutrek, LLC

On motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve a Purchase of Service Contract by and between Fairfield County Job & Family Services and Nutrek, LLC, see resolution 09-08.18.g

Ms. Holton stated this contract is for job training and will be paid for by Federal Workforce stimulus funds.

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

Approval to rescind resolution 09-08.11.k, Approval to Amend Certificate, Update Receipts, Increase appropriations, account to account transfer, Fund to Fund transfer, Motor Vehicle Fund 2362 to OPWC Fund 3434 - Engineer

On the motion of Mike Kiger and second of Jon Myers, the Board of Commissioners voted to rescind resolution 09-08.11.k, Approval to Amend Certificate, Update Receipts, Increase appropriations, account to account transfer, Fund to Fund transfer, Motor Vehicle Fund 2362 to OPWC Fund 3434 – Engineer, see resolution 09-08.18.h

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

Approval of Change of Name of Walnut Township Road Number 1329, known as Sellers Point Drive to Sellers Drive – establishment of Public Hearing

On the motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve a Change of Name of Walnut Township Road Number 1329, known as Sellers Point Drive to Sellers Drive – establishment of Public Hearing, see resolution 09-08.18.i

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

Approval of Non-Emergency Medicaid Transportation Plan for Fairfield County Job & Family Services

On motion of Mike Kiger and second of Jon Myers, the Board of Commissioners voted to approve a Non-Emergency Medicaid Transportation Plan for Fairfield County Job & Family Services, see resolution 09-08.18.j

Ms. Holton stated that this would amend the current plan to eliminate all but the most necessary gas vouchers based upon mileage in exchange for a focus on direct transportation services such as Lancaster Public Transit, which would save funds and free up staff time to work on case management. Commissioner Shupe asked when the changes would take effect, and Ms. Holton stated the changes would take effect immediately.

Roll call vote of the motion resulted as follows:

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

Approval to Amend Certificate, Update Receipts, Increase appropriations, account to account transfer, Fund to Fund transfer, Motor Vehicle Fund 2362 to OPWC Fund 3434 - Engineer

On the motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve to Amend Certificate, Update Receipts, Increase appropriations, account to account transfer, Fund to Fund transfer, Motor Vehicle Fund 2362 to OPWC Fund 3434 – Engineer, see resolution 09-08.18.k

Roll call vote of the motion resulted as follows:

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

Approval of Advance from the General Fund to the Home Housing – FY2008 Fund 2730 – Commissioners

On the motion of Mike Kiger and second of Jon Myers, the Board of Commissioners voted to approve an Advance from the General Fund to the Home Housing – FY2008 Fund 2730 – Commissioners, see resolution 09-08.18.l

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:

- 09-08.18.m Approval of Account to Account Transfer – Domestic Relations Court
- 09-08.18.n Approval of Account to Account transfer – Family, Adult & Children First Council
- 09-08.18.o Approval to Appropriate from Unappropriated - EMA
- 09-08.18.p Approval to Appropriate from Unappropriated - EMA
- 09-08.18.q Approval to Appropriate from Unappropriated - Motor Vehicle Fund - Engineer
- 09-08.18.r Approval to Appropriate from Unappropriated – Youth Services Fund – Juvenile Court
- 09-08.18.s Approval to Appropriate from Unappropriated – Commissioners Fund 2717 – RLF/EDA Revolving Loan Fund
- 09-08.18.t Approval to Appropriate from Unappropriated – Motor Vehicle Fund - Engineer
- 09-08.18.u Approval to Appropriate from Unappropriated – Road & Bridge Fund - Engineer

Roll call vote of the motion resulted as follows:

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

Approval of Authorization for Payment of Bills, August 18, 2009, check date August 21, 2009

On the motion of Mike Kiger, and second of Jon Myers, the Board of Commissioners voted to approve the authorization for payment of bills August 18, 2009, check date August 21, 2009, see resolution 09-08.18.v

Roll call vote of the motion resulted as follows:

Voting aye thereon: Mike Kiger, Jon Myers 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 Ed Laramée, David Landefeld and Scott Zody.

Mr. Zody provided the Board with a copy of a new road obstruction issue involving a local attorney. Mr. Zody reported that Mr. Dolin has been corresponding with the attorney regarding the issue, and believes that the conflict may lead to litigation. He has advised Engineer Frank Anderson to seek input not only from Mr. Dolin but from the state County Engineers Association as well, as litigation could have a state wide impact. Mr. Zody informed the Board that Mr. Anderson has an appointment to meet with them next week to discuss several pending obstruction issues.

Regarding an invitation from Sheriff Phalen and ADAMH Director Orman Hall to visit a day-reporting center in Pennsylvania, Commissioner Shupe stated that she would attend on behalf of the Board, as the Sheriff has offered to cover the travel expenses through one of his non-GRF funds.

Mr. Zody informed the Board that he has received two additional email messages from Eric Cherryholmes relative to the proposed Pleasant Run wastewater treatment facility. The Board directed Mr. Zody to have Assistant Prosecutor Dolin review the correspondence upon his return from vacation and contact Utilities Director Tony Vogel to discuss.

Commissioner Myers stated that he had been contacted by Skye Geddes at Fairfield Medical Center relative to a proposed Appalachia broadband initiative being sponsored by Congressman Space. The Board directed Mr. Zody to contact Congressman Austria's office to discuss the issue and seek clarification.

The Board directed Mr. Zody to prepare the Fairfield County Open Space & Active Transportation Plan for approval at the following week's Regular Meeting. Commissioner Shupe stated that there was little concern or opposition at the hearing, with the exception of the citizens from Canal Winchester whose concerns need to be addressed by the village, as the trail they referred to is not in the county plan. Commissioner Kiger stated that he has received several emails in support of the plan.

The Board directed Mr. Zody to schedule an appointment with Historical Parks Director Dave Fey to discuss budget concerns.

The Board directed Mr. Zody to contact Lisa Cheeseman with Meals on wheels to follow up on a letter they have received from Canal Winchester expressing concern relative to transportation reimbursements that have not been paid.

11:00 a.m. Investment Advisory Board Meeting

The Investment Advisory Board met at 11:00 a.m. for a quarterly update. Members present were Treasurer Jon Slater, Commissioner Judith Shupe and Commissioner Mike Kiger. Also present were Commissioner Jon Myers, Stan Bahorek of Productive Portfolios, and Scott Zody.

Mr. Slater introduced Mr. Bahorek, who has worked with the county to manage the investment portfolio for several years.

Commissioner Shupe asked if the investments are in better shape than 2005, and Mr. Slater stated they are slightly better, but still down significantly due to the economy. Mr. Slater stated that total interest earnings to date are \$675,000, and he expects to hit his projection of \$1.2 million for the year.

Commissioner Myers asked how the overnight rates are doing, and Mr. Slater stated that STAR Ohio is still very low – 0.18%, so he has been investing the county's funds with Fairfield National Bank, which is offering a rate of 0.75%. Mr. Slater stated that rate is a bit artificial, and is not sure how long Fairfield National will be able to continue offering it, so he is exploring other options, such as Charter One Bank, which has rates of 0.4%.

Mr. Slater stated that an issue he wished to discuss involves the county investment policy of preference for commercial banks with local branches in Fairfield County. Mr. Slater stated that there are some attractive rates being offered out on the market now from banks with no local branches in Fairfield County, and he would like to pursue investing a portion of the county's funds with some of those institutions. Mr. Slater stated there are some new CD possibilities that are offering very good rates – for example, he has a CD with Bremen Bank that comes due tomorrow that is only paying 1%, and he can nearly double that with other institutions.

Commissioner Kiger stated that, by looking at the due dates on many of the current county investments, interest income will decline over the next year by 50-75%. Mr. Slater stated that is likely in the very short term, but as overnight rates recover, which they will do quickly once the economy turns around, income will improve. Mr. Slater stated that Tri-State Commercial bank is offering CD rates of 1.9% right now.

Commissioner Myers asked if there were any county funds invested through Fairfield Federal, and Mr. Slater stated that Fairfield Federal is a Savings & Loan, and technically has not previously qualified because they are not FDIC insured per the county investment policy. Commissioner Shupe stated that perhaps that piece of the policy could be changed. Mr. Bahorek stated that the problem with smaller banks such as Fairfield Federal is that they do not always collateralize their funds.

Mr. Slater stated there are some 2-year term items that are coming available that he would like to look at. Commissioner Kiger asked when the overnight rates might come back, and Mr. Bahorek stated that once the market senses some inflationary pressure, the Federal Reserve will begin raising rates, but he does not anticipate that occurring for several months. In fact, most economists are now predicting that credit will not begin to tighten until the 3rd quarter of 2010. Mr. Bahorek added that food and energy prices and the wild swings those commodities have experienced have thrown several standard models out of whack, but the Producer Price Index is still low (1-2%), and job growth will always lag behind economic growth.

Mr. Slater stated that is what is happening in government right now, and as a result you are seeing furloughs and layoffs occurring. Commissioner Shupe asked what the Auditor's projection for interest income was, and Mr. Slater stated it was for \$1.2 million, which is right on with his own projections.

Commissioner Shupe asked what the projection for 2010 would be, and Mr. Slater stated that he would expect to receive about the same amount. Commissioner Myers asked about the Federal Home Loan Bank, and Mr. Slater stated that was a very good rate, but he expects it to be called in November. Commissioner Myers asked if Mr. Slater knew if the Fairfield National branch that opened in Florida was having success or not, and Mr. Slater stated that he believes it is not doing well, but is being written off under the Umbrella of Park National.

Mr. Slater stated that he would like to explore the outside investment opportunities, and Commissioner Shupe and Commissioner Kiger stated that they would support that effort.

Adjournment

On the motion of Mike Kiger and second of Judith Shupe, the Investment Advisory Board voted to adjourn.

Roll call vote of the motion resulted as follows:

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

Review, cont.

The Board met with Utilities Director Tony Vogel to discuss the recent emails received from Mr. Cherryholmes relative to the proposed Pleasant Run wastewater facility. Mr. Vogel stated that Mr. Cherryholmes alleges that 3-phase power runs down the valley, but it is on the wrong side of the valley to serve the Meadowbrook site and would have to cross other properties to get there. Commissioner Shupe asked what houses Mr. Cherryholmes is referring to with respect to service vehicles passing by, and Mr. Vogel stated that he believes that Mr. Cherryholmes is counting all of the houses along Mud House Road vs. Meadowbrook Road.

Commissioner Myers stated that Mr. Cherryholmes is asking for another site visit and meeting, and he is not sure what that would accomplish. Commissioner Kiger stated that all of the commissioners have visited the sites, and he does not believe another site visit would provide any new information. Mr. Vogel informed the Board that he has sent the evaluation information to Mr. Cherryholmes, so he is not sure what else he can provide, short of paying for detailed designs for all sites, which he is not inclined to do.

Commissioner Kiger asked if any physical impact would be made to Mr. Cherryholmes property, and Mr. Vogel said no – the only impacts would be the potential visual impacts. Commissioner Kiger asked what Mr. Cherryholmes wants, because Mr. Vogel has already held a public meeting and the Board has met with him. Mr. Vogel stated that Mr. Cherryholmes wants another site selected.

Commissioner Myers asked what additional information could be provided, and Mr. Vogel stated that he could look through his files and see if there is anything additional he could provide short of doing more detailed plans.

Commissioner Shupe stated the Board has reviewed all of the sites and the site maps, and Commissioner Myers stated the Board has also reviewed the concerns submitted by Mr. Cherryholmes and other residents through emails and meetings.

Mr. Vogel stated he would respond to Mr. Cherryholmes, and Commissioner Shupe suggested that Mr. Vogel reference the fact that the Board has visited the sites and do not believe an additional site visit is warranted.

Commissioner Myers stated that at the end of the day, the Board and Mr. Vogel are willing to work with Mr. Cherryholmes to address his concerns provided he is reasonable. Mr. Vogel stated his goal is to work out a solution with Mr. Cherryholmes and avoid any litigation.

Executive Session

On the motion of Mike Kiger and second of Jon Myers, the Board of Commissioners voted to enter into Executive Session at 1:05 p.m. for the purpose of conducting interviews for the County Economic Development Director position. Commissioners present were Mike Kiger, Jon Myers and Judith Shupe. Also present was Aundrea Cordle.

Roll call vote on the motion resulted as follows:

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

On the motion of Mike Kiger and second of Jon Myers, the Board of Commissioners voted to adjourn from Executive Session at 3:45 p.m.

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

No official actions were taken.

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 4:00 p.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 NEXT REGULAR MEETING OF THE COMMISSIONERS' IS SCHEDULED FOR
TUESDAY, AUGUST 25, 2009 AT 10:00 A.M.**