

**Regular Meeting #10-54
Fairfield County Commissioners' Office
December 21, 2010**

10:30 a.m. Review Session

The Board of Commissioners met to review legal issues, pending and future action items and correspondence. Commissioners present were Judith Shupe, Jon Myers and Mike Kiger. Also present were Aundrea Cordle, Jason Dolin and Scott Zody.

Mr. Zody explained that he, Ms. Cordle and Mr. Dolin had met the previous day with Dr. Tom Vajen to discuss concerns relative to medical malpractice insurance coverage for Dr. Vajen and Dr. Brian Varney, who assists Dr. Vajen in providing medical care for county jail inmates. Dr. Vajen is concerned relative to a number of complaints and potential lawsuits that are being considered by current or former inmates and the effect these complaints could have on the doctor's abilities to maintain affordable malpractice coverage. Dr. Vajen had explained that it does not have to be a valid complaint to affect their coverage, and he is concerned over what he sees as a trend of jail inmates across the state to file such complaints.

Dr. Vajen has requested that the Commissioners allow him and Dr. Varney to obtain coverage through the county's CORSA policy and is willing to split the cost of the coverage with the Board. Ms. Cordle explained that CORSA offers up to \$1 million of coverage at a cost of \$6-7,000 per year per individual. The up side is that the doctors would have consistent and available coverage, but the downside is any claims paid would reflect on the county's overall liability and rating.

Commissioner Myers asked if the doctors would be automatically covered if they were county employees instead of contract employees, and Ms. Cordle stated they would. Mr. Zody noted the problem with Dr. Vajen is the county could not hire him as an employee because he is already serving as a county employee in another capacity, that of elected County Coroner.

Ms. Cordle stated she is concerned about the current level of coverage Dr. Vajen is carrying, as she believes it should be higher, but he is concerned about the cost of obtaining even his current minimal levels of coverage.

Commissioner Myers asked how the Commissioners could cover these costs, and Ms. Cordle stated her recommendation would be for the Commissioners to allow the doctors access to the CORSA coverage, and simply increase the doctors compensation under their contracts by half the amount of the premiums.

Commissioner Shupe asked if the cost would be the same to cover both doctors, since Dr. Varney usually only fills in when Dr. Vajen is not available, and Ms. Cordle stated she believes it would cost the same. Commissioner Kiger asked when the coverage would be effective, and Mr. Zody stated it would be in January if the Commissioners decide to move forward and approve once the actual costs of the coverage would be determined. Commissioner Myers stated the proposed cost share seems fair and he would be comfortable with that. The Board directed Ms. Cordle to move forward with determining the actual costs and they would consider the matter in early January.

Ms. Cordle requested the Board consider adopting the county Motor Vehicle Use policy that has been presented for consideration. She explained that she had only received two comments back from elected officials and department heads (Judge Martin and Chief Perrigo) and those comments did not result in any changes to the draft policy.

Ms. Cordle stated if the Board would adopt the policy today, she could still obtain email sign-offs from the other elected officials and secure the discount for 2011. Commissioner Shupe stated the last draft appeared to address the concerns raised early on, and Commissioner Kiger stated he still has concerns with the policy but

understands those concerns will not be addressed. Commissioner Myers stated that he has concerns with the policy, particularly how the reporting would be handled and he would want firm assurances that the other elected officials would also adopt the policy and be consistent. Ms. Cordle stated that she anticipates that nearly all the other elected officials would sign off.

Commissioner Kiger asked exactly what the savings would amount to, and Ms. Cordle stated the county premium would be reduced by \$1,200. Commissioner Myers asked if the cell phone usage issue had been addressed, and Ms. Cordle stated that issue would be in the hands of the appointing authority. Commissioner Kiger asked if higher coverage rates would still be required for employees, and Ms. Cordle stated they would, but not as high as they originally were.

Commissioner Shupe asked if there would be any affect on employees, and Ms. Cordle stated there would be no effect on JFS employees, but she is not sure about others. Commissioner Myers stated with his concerns he is not supportive of adopting at this time, and Commissioner Kiger agreed that he has concerns as well.

Commissioner Myers asked if the tobacco use policy would increase liability for the county, and Commissioner Shupe noted the Engineer addresses that in his policy currently. Ms Cordle noted that the cell phone usage language is flexible as well.

Commissioner Myers stated if all the other elected officials would sign off he would likely be willing to move forward, and Mr. Zody stated his concern is the application of the policy to employee personal vehicles. Commissioner Kiger stated that the Board does not appear ready to move forward at this time, and suggested they continue to work on it and see if a consensus could be reached in 2011.

Ms. Cordle stated there are still some aspects of the policy that should be addresses as they are good management issues. Commissioner Shupe asked if the coverage is a concern, and Commissioner Kiger stated is could be viewed as an increased cost to the employees in tough economic times.

10:00 a.m. Regular Meeting

A regular meeting of the Fairfield County Board of Commissioners was held on Tuesday, December 21, 2010 beginning at 11:00 a.m., with the following Commissioners present: Judith Shupe, Jon Myers and Mike Kiger. Also present were Carl Burnett, Jon Slater, Shane Farnsworth, Brian Kuhn, Aundrea Cordle, Kara Eversole, Jason Dolin, and Scott Zody.

Announcements

Mr. Zody stated there could be one possible add-on item pending the outcome of the Commissioner's discussions following the Regular Session.

Public Comment

Miss Kara Eversole, 2500, Election House Road, introduced herself as the 2010 Fairfield County Junior Fair Queen. Miss Eversole thanked the Commissioners for their support of the Junior Fair and stated that she is looking forward to promoting the fair around the county.

Approval of Minutes of Tuesday, December 14, 2010

On motion of Judith Shupe and second of Jon Myers, the Board of Commissioners voted to approve the minutes for Tuesday, December 14, 2010.

Roll call vote of the motion resulted as follows:

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

Approval of appointment of David Scheffler to the Fairfield County Airport Authority Board

On motion of Jon Myers and second of Judith Shupe, the Board of Commissioners voted to approve to appoint David Scheffler to the Fairfield County Airport Authority Board, see resolution 10-12.21.a

Roll call vote of the motion resulted as follows:

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

Approval of Final Performance grant for the Fiscal Year 2008 Community Housing Improvement Program (CHIP) completed December 2010

On motion of Judith Shupe and second of Jon Myers, the Board of Commissioners voted to approve the Final Performance grant for the Fiscal Year 2008 Community Housing Improvement Program (CHIP) completed December 2010, see resolution 10-12.21.b

Roll call vote of the motion resulted as follows:

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

Approval of Certification of Job Creation and/or Retention for Community Development Block Grant (CDBG) Revolving Loan Fund Program

On motion of Judith Shupe and second of Jon Myers, the Board of Commissioners voted to certification of Job Creation and/or Retention for Community Development Block Grant Revolving Loan Fund Program, see resolution 10-12.21.c

Roll call vote of the motion resulted as follows:

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

Approval of Fairfield County Juvenile Court Accountability Grant

On motion of Jon Myers and second of Judith Shupe, the Board of Commissioners voted to the Fairfield County Juvenile Court Accountability Grant, see resolution 10-12.21.d

Roll call vote of the motion resulted as follows:

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

Approval of an Order of Suspension for an employee of Fairfield County Job & Family Services, Community Services

On motion of Jon Myers and second of Judith Shupe, the Board of Commissioners voted to approve of an Order of Suspension for an employee of Fairfield County Job & Family Services, Community Services, see resolution 10-12.21.e

Roll call vote of the motion resulted as follows:

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

Approval of ratification of previous authorization of Board of Commissioners – Authorize Utilities Director Tony Vogel to apply for, accept and enter into a Water Pollution Control Loan Fund agreement on behalf of Fairfield County

On motion of Jon Myers and second of Judith Shupe, the Board of Commissioners voted to approve ratification of previous authorization of Board of Commissioners – Authorize Utilities Director Tony Vogel to apply for, accept and enter into a Water

Pollution Control Loan Fund agreement on behalf of Fairfield County, see resolution 10-12.21.f

Roll call vote of the motion resulted as follows:

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

Approval of request for payment and status of funds report resolutions

On the motion of Judith Shupe and second of Jon Myers, the Board of Commissioners voted to approve request for payment and status of fund report resolutions as follows:

10-12.21.g Approval of request for payment and status of funds report – FY2008 NSP1 Funds – Drawdown #242

10-12.21.h Approval of request for payment and status of funds report – FY2008 NSP1 Funds – Drawdown #243

Roll call vote of the motion resulted as follows:

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

Approval of rescinding resolutions

On the motion of Jon Myers and second of Judith Shupe, the Board of Commissioners voted to rescind resolutions as follows:

10-12.21.i Approval to Rescind Resolution 10-12.14.kk, Approval of account to account transfer – EAP - Uninsured

10-12.21.j Approval to Rescind Resolution 10-12.14.hh, Approval of account to account transfer – Clerk of Courts - Title

Roll call vote of the motion resulted as follows:

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

Approval of Engineer’s resolutions

On the motion of Judith Shupe and second of Jon Myers, the Board of Commissioners voted to approve resolutions for the County Engineer as follows:

10-12.21.k Approval of change order for the BLO-07, FAI-CR20-2.588 Pickerington Road NW over a Tributary to Walnut Creek Bridge Replacement Project - Engineer

10-12.21.l Approval of Federally Mandated Alcohol & Substance Abuse Program Agreement - Engineer

10-12.21.m Approval of Agreement between Fairfield County and The Wilderness Center - Engineer

10-12.21.n Approval of Agreement between Fairfield County and Wilbur Smith Associates to provide engineering services – Engineer

Roll call vote of the motion resulted as follows:

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

Approval of unexpended fund balances in Special Revenue and Capital Project Funds and transfer to General Fund and Debt Service

On the motion of Judith Shupe and second of Jon Myers, the Board of Commissioners voted to approve the unexpended fund balances in Special Revenue and Capital

Project Funds and transfer to General Fund and Debt Services, see resolution 10-12.21.o

Roll call vote of the motion resulted as follows:

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

Approval of Financial resolutions

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

- 10-12.21.p Approval of Reduction in Appropriations Fund #2394 – CFLP Litter Enforcement Grant - Sheriff
- 10-12.21.q Approval to Amend Certificate update revenue estimate, and appropriate from unappropriated – COBRA Premium Assistance Fund #7760 - Auditor
- 10-12.21.r Approval to Amend Certificate update revenue estimate, and appropriate from unappropriated – Probation Services Fund
- 10-12.21.s Approval of fund to fund transfer - Insurance
- 10-12.21.t Approval of account to account transfer – Dog & Kennel Fund
- 10-12.21.u Approval of account to account transfer – Commissioners - Maintenance
- 10-12.21.v Approval of account to account transfer – EMA Emergency Management Performance Grant
- 10-12.21.w Approval of account to account transfer – FACFC
- 10-12.21.x Approval of account to account transfer – Sheriff
- 10-12.21.y Approval of account to account transfer – Probation Services Fund
- 10-12.21.z Approval of account to account transfer – Sheriff
- 10-12.21.aa Approval of account to account transfer – Prosecutor
- 10-12.21.bb Approval of account to account transfer – General Fund - EAP
- 10-12.21.cc Approval of account to account transfer – Data Processing
- 10-12.21.dd Approval to appropriate from unappropriated – VOCA/Victim-Witness Assistance - Prosecutor
- 10-12.21.ee Approval to appropriate from unappropriated – Juvenile Court
- 10-12.21.ff Approval to appropriate from unappropriated – Juvenile Court
- 10-12.21.gg Approval to appropriate from unappropriated – Commissioners
- 10-12.21.hh Approval to appropriate from unappropriated – Prosecutor
- 10-12.21.ii Approval to appropriate from unappropriated – Engineer
- 10-12.21.jj Approval to appropriate from unappropriated – Auditor

Roll call vote of the motion resulted as follows:

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

Approval of appointment of Judy Cottrill to the Fairfield County Board of Developmental Disabilities

On the motion of Judith Shupe and second of Jon Myers, the Board of Commissioners voted to approve the appointment of Judy Cottrill to the Fairfield County Board of Developmental Disabilities, see resolution 10-12.21.kk

Roll call vote of the motion resulted as follows:

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

Review, cont.

Executive Session

On the motion of Jon Myers and second of Judith Shupe, the Board of Commissioners voted to enter into Executive Session at 11:10 a.m. for the purpose of discussing personnel issues. Commissioners present were Judith Shupe, Jon Myers and Mike Kiger. Also present were Aundrea Cordle, Jason Dolin and Scott Zody.

Roll call vote of the motion resulted as follows:

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

On the motion of Judith Shupe and second of Jon Myers, the Board of Commissioners voted to adjourn from Executive Session at 11:25 a.m.

Roll call vote of the motion resulted as follows:

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

No official actions were taken.

The Board directed Mr. Zody to contact an employee with the County Dog Shelter to schedule a time to meet with them in January to discuss concerns relative to the operation and management of the Shelter.

Adjournment

With no further business to come before the Board, on the motion of Judith Shupe and the second of Jon Myers, the Board of Commissioners voted to adjourn at 11:30 a.m.

Roll call vote on the motion resulted as follows:

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

Mike Kiger
Commissioner

Jon D. Myers
Commissioner

Judith K. Shupe
Commissioner

Scott Zody, Clerk/Manager

**THE NEXT REGULAR MEETING OF THE BOARD OF COMMISSIONERS' IS
SCHEDULED FOR TUESDAY, DECEMBER 21, 2010 AT 11:00 A.M.**