

**Regular Meeting #09-40
Fairfield County Commissioners' Office
September 29, 2009**

9:00 a.m. Meeting with Frank Anderson

The Board of Commissioners met with County Engineer Frank Anderson to discuss a pending road vacation and the Access Management Program. Commissioners present were Judith Shupe, Jon Myers and Mike Kiger. Also present were Jeff Baird, Eric McCrady, Jeff Camechis, Craig Vandervoort, Jason Dolin and Scott Zody.

Mr. Camechis stated that he and Mr. Baird has been extensively researching the pending vacation of Stonewall Cemetery Road, and they believe that an invalid petition has been submitted by the petitioners/township trustees. Mr. Camechis provided various maps and plats dating back over 100 years that show that the area proposed to be vacated is actually parts of two roads – Stoney Hill Road and Stonewall Cemetery Road. One problem they identified with Stonewall Cemetery Road is that there is a complete lack of records indicating when and where that road was established, and if it was ever properly maintained in any way.

Commissioner Myers asked who is maintaining the road currently, and Mr. Camechis stated that technically, the township should be maintaining it, but Mrs. Brown seems to be the only one maintaining a portion of the road. Mr. Camechis stated that Stonewall Cemetery Road used to intersect and come off of Stoney Hill Road and proceed North. In 1894, Stoney Hill Road was altered and made a turn to the South around a rock face, and according to the records, a portion of Stoney Hill was vacated just past the intersection with Stonewall Cemetery Road. Stoney Hill Road used to run along the rock face onto Mrs. Brown's property line, and then became Stonewall Cemetery Road at the property/section line.

Mr. Camechis stated they found an old survey that cites a road being present, so there is at least some record of a road being at that point. Looking at the present conditions and where the road lies, the Engineer is of the opinion that the driveway is a combination of Stoney Hill Road and Stonewall Cemetery Road. Mr. Camechis stated that it appears over time that Stonewall Cemetery Road was altered to go up the hill from the intersection with Mrs. Brown's property. A 1915 map shows a different route, as does a 1952 map, but there are no records that the roadways were established, altered or vacated in accordance with the Revised Code.

Commissioner Myers asked how can they know which road is which, and what the name of the road is, and Mr. Camechis explained that county and township roads were not formally named in Fairfield County until 1964, so many roads still go by different names in accordance with what people called them back then. Commissioner Shupe asked if the roads were established when they were named, and Mr. Camechis explained that many roads were originally laid out in the 1800's without formal surveys, and are established "as best can be described" and have never been formally surveyed.

Mr. Camechis stated that as near as they can determine, Stoney Hill Road was vacated beginning at the township section line, which is Mrs. Brown's property line. Mr. Anderson stated that as long as the road is in existence for 21 years or more, he believes Mrs. Brown has a prescriptive easement to ensure access to her property. Mr. Camechis stated that the Commissioners should still establish the road similar to the process used for South Bank Road near Buckeye Lake.

Commissioner Shupe asked what the solution to the present situation would be, and Mr. Camechis stated the township refuses to rescind the resolution for the vacation, but in consultation with the County Engineer's Association, they believe the township is not the petitioner, since only one trustee signed the letter. In addition, Mrs. Brown has retained legal counsel, and her attorney is advising her that this will likely be a civil matter.

Mr. Zody stated the bottom line is that the road is there, and was never vacated. Mr. Camechis agreed, stating that the portion of Stoney Hill Road that was never vacated provides Mrs. Brown's access, with the exception of a very short stretch of road on the Ross property.

Commissioner Kiger asked what decision needs to be made, as the property owners on both sides are waiting. Commissioner Shupe stated the Board can't approve a vacation that landlocks a landowner, and Mr. Camechis agreed, stating the back side access to the property is terrible and would likely be considered a hardship on Mrs. Brown.

Mr. Zody asked if the Board should deny the vacation based upon the request being an invalid petition, and Mr. Camechis stated that is correct, and also that the vacation would cause undue hardship to the landowner.

Commissioner Myers asked what the next steps in the process would be, and Mr. Camechis stated that Stonewall Cemetery Road is a township road, and the township would need to maintain it and Mrs. Brown may force the issue.

Commissioner Shupe stated the Board needs to consider making a decision in that regard, and Commissioner Kiger asked if there would be any adverse possession issues. Mr. Dolin stated a private property owner cannot adverse possess public property. Mr. Anderson stated that Mrs. Brown has already requested that Stonewall Cemetery Road be maintained by the township.

Mr. Camechis stated the township attempted to place the road in unmaintained status, but they did not describe it nor can they place roads in unmaintained status the lead to dwellings. Mr. Andersons stated they should have acted sooner prior to initiating the vacation proceedings.

Mr. Camechis stated the issue stems from a dispute between Mr. Ross and Mrs. Brown. Commissioner Shupe stated the Board needs to make a decision and vote on the matter.

Regarding the Access Management program, Mr. Anderson stated there are 3 methods to initiating Access Management – the Commissioners can request the Engineer to undertake, a majority of township trustees can make the request, or the Engineer can initiate the process. Mr. Anderson stated he has been working on a program since 2003. He has tried to involve the township trustees, and held public hearings on the proposal in 2006, but the trustees remain opposed to the program in its current form.

Mr. Anderson stated the trustees have not expressed specific concerns with the program, they just fear losing control of their roads. Mr. Anderson attempted to revise the plan to make it acceptable, but some townships remain opposed.

Mr. Anderson stated he would like to have the Commissioners vote on the proposal, even if it means they reject it, so he can restart the process at some future date. The question he has is whether or not additional public hearings are needed prior to the Board taking a vote. Commissioner Shupe asked if the Board would be required to hold more hearings, since hearings were already held, and Mr. McCrady stated hearings were held on the original proposal, but not the amended proposal.

Mr. Zody asked for clarification on why the Commissioners would need to vote on anything at this point, and asked if a committee vote was taken on the current proposal.

Mr. Anderson stated that he presented a draft to the committee, then the committee is to present the draft to the Board. Mr. McCrady added that the committee met with the Commissioners in 2006 and sent a memo to the Board on October 1, 2006 asking if they needed any additional information.

Mr. Vandervoort stated that the committee met with the Commissioners and the Commissioners held 2 public hearings, at which the trustees objected to the proposal. The Commissioners then charged the committee with finding a compromise with the trustees. Since a compromise has not been reached, the committee is urging the Board to reject the proposal.

Mr. Anderson stated that two trustees in particular undercut the process and attended meetings then went behind the scenes to get other trustees to oppose the proposal. Mr. Anderson stated that he believes they did not understand the Engineer's desire to work with them and allow them the authority to have input in the decisions. In addition, initially it was thought the townships could retain authority, but the Engineer was advised by a previous Assistant Prosecutor that the Revised Code does not allow access management to only apply to county roads – it is all or nothing under the Engineer for access management.

Mr. Anderson stated he believes the current process should end and be set aside for now. Commissioner Myers asked if the Prosecutor did not have the correct information in making her initial decision, and Mr. Anderson stated he was not sure, but believed she had been presented with the proper information.

Commissioner Shupe asked if public hearings needed to be held or not, and Commissioner Myers stated brief hearings could be held prior to taking a vote. Mr. Anderson stated that he believes there are some specific notice requirements that must be followed if hearings are held, including informing ODOT, MORPC, the trustees and the public.

Mr. Zody stated that he needs clear direction relative to any notice requirements or hearings, as this is all new to him. Mr. McCrady stated that it depends upon what may have occurred in the most recent hearings in 2006. Mr. Anderson stated the bottom line for the townships is that they do not want the Engineer to have any oversight of township roads.

Commissioner Myers asked if there are permits for driveways currently, and Mr. Camechis stated that there are for county roads through the Engineer, but technically for township roads the Commissioners are the governing authority. Mr. Anderson stated some of the rural townships don't appreciate the need to have sound regulations in place prior to development occurring.

Mr. Vandervoort stated the townships were supposed to review the plan and submit changes, but because the document was so detailed and cumbersome, he believes they simply decided to oppose it. Mr. Anderson stated he attempted to copy ODOT regulations, and Mr. Vandervoort stated those are too complicated – even the advisory committee struggled with it.

Commissioner Myers asked if there were any fees included in the proposal, and Mr. McCrady stated there were, but those were not the problem. The plan was just too cumbersome. Commissioner Myers stated that the end result is likely each township doing its own thing, leading to inconsistent regulation. Mr. Camechis stated the Liberty Township was charging \$300 for a driveway permit. Mr. Anderson stated that technically, there could be a plan tailored to each township. Commissioner Myers asked how Violet Township, as a home rule township, would be affected, and Mr. Anderson stated they have adopted their own program, but do not appear to be enforcing anything.

Commissioner Shupe stated the Board would research the issue and make a decision. Mr. Vandervoort offered to work with the Board on wording so as not to predispose future Commissioners on a vote on a new access management proposal.

10:00 a.m. Commissioners' Regular Meeting

A regular meeting of the Fairfield County Board of Commissioners was held on Tuesday, September 29, 2009 beginning at 10:00 a.m., with the following Commissioners present: Judith Shupe, Jon Myers and Mike Kiger. Also present were Ritta Seitz, Mary Beth Lane, Jason Dolin and Scott Zody.

Announcements

Mr. Zody announced there would be one add-on item and items p and q would be pulled from the agenda.

Public Comment

There were no public comments.

Approval of minutes of Tuesday, September 22, 2009

On motion of Mike Kiger and second of Jon Myers, the Board of Commissioners voted to approve the minutes for Tuesday, September 22, 2009.

Roll call vote of the motion resulted as follows:

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

Approval of Winding Creek Subdivision Section 4 – Final Acceptance – Regional Planning

On motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve Winding Creek Subdivision Section 4 – Final Acceptance – Regional Planning, see resolution 09-09.29.a

Roll call vote of the motion resulted as follows:

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

Approval of Authorization for Tony Vogel, Fairfield County Sanitary Engineer, to prepare and submit an application to participate in the Ohio Public Works Commission State Capital Improvement Program and to execute contracts as required

On the motion of Mike Kiger and second of Jon Myers, the Board of Commissioners voted to approve Authorization for Tony Vogel, Fairfield County Sanitary Engineer, to prepare and submit an application to participate in the Ohio Public Works Commission State Capital Improvement Program and to execute contracts as required, see resolution 09-09.29.b

Roll call vote of the motion resulted as follows:

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

Approval of CFLP Solid Waste District Contract budget revision

On the motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve a CFLP Solid Waste District Contract budget revision, see resolution 09-09.29.c

Roll call vote of the motion resulted as follows:

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

Approval of ratification of previous authorization of Board of Commissioners – approval of establishment of dates for public hearings to increase permissive sales and use taxes

On the motion of Jon Myers and second of Mike Kiger, the Board of Commissioners

voted to approve the ratification of previous authorization of Board of Commissioners – approval of establishment of dates for public hearings to increase permissive sales and use taxes, see resolution 09-09.29.d

Roll call vote of the motion resulted as follows:

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

Approval of Acceptance of an agreement between Fairfield County and the Greenfield Township Trustees - Engineer

On motion of Mike Kiger and second of Jon Myers, the Board of Commissioners voted to approve Acceptance of an agreement between Fairfield County and the Greenfield Township Trustees – Engineer, see resolution 09-09.29.e

Roll call vote of the motion resulted as follows:

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

Approval of Support for State Issue 2, creation of the Ohio Livestock Care Standards Board

On motion of Jon Myers and the second of Mike Kiger, the Board of Commissioners voted to approve Support for State Issue 2, creation of the Ohio Livestock Care Standards Board, see resolution 09-09.29.f

Roll call vote of the motion resulted as follows:

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

Approval to Update Policing Protection Agreement held with Pickerington Schools - Sheriff's Office

On motion of Mike Kiger and second of Jon Myers, the Board of Commissioners voted to approve to Update Policing Protection Agreement held with Pickerington Schools - Sheriff's Office, see resolution 09-09.29.g

Roll call vote of the motion resulted as follows:

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

Approval of LPA Federal Project Agreement with ODOT for the Resurfacing ARRA Project - Engineer

On the motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve a LPA Federal Project Agreement with ODOT for the Resurfacing ARRA Project – Engineer, see resolution 09-09.29.h

Roll call vote of the motion resulted as follows:

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

Approval of a New Special Revenue Fund, and revenue account for the Job & Family Services additional tax levy

On motion of Mike Kiger and second of Jon Myers, the Board of Commissioners voted to approve a New Special Revenue Fund, and revenue account for the Job & Family Services additional tax levy, see resolution 09-09.29.i

Roll call vote of the motion resulted as follows:

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

Approval of a new agency fund for the ARRA COBRA Assistance Grant - Auditor

On the motion of Jon Myers and second of Mike Kiger, the Board of Commissioners

voted to approve a new agency fund for the ARRA COBRA Assistance Grant, Auditor, see resolution 09-09.29.j

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, Update Receipts, Appropriate from Unappropriated – Lateral A Petition Ditch

On motion of Mike Kiger and second of Jon Myers, the Board of Commissioners voted to approve an Advance from the General Fund, Update Receipts, Appropriate from Unappropriated – Lateral A Petition Ditch, see resolution 09-09.29.k

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

Approval of Additional Appropriation of Funds – DETAC - Treasurer

On the motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve additional appropriation of funds – DETAC – Treasurer, see resolution 09-09.29.l

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

Approval of Creation of New Fund, Amend Certificate, Update the receipt line item and appropriate from unappropriated – FY2009 CDBG Formula

On motion of Mike Kiger and second of Jon Myers, the Board of Commissioners voted to approve the Creation of New Fund, Amend Certificate, Update the receipt line item and appropriate from unappropriated – FY2009 CDBG Formula, see resolution 09-09.29.m

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

Approval of Amended Certificate Resolutions

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

09-09.29.n Approval of Amended Certificate & Request for Appropriations from Unappropriated Funds – JFS – Workforce WIA Fund

09-09.29.o Approval of Amended Certificate & Request for Appropriations from Unappropriated Funds – JFS – CPS Fund

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

Approval of Financial Resolutions

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

09-09.29.r Approval of Account to Account Transfer - Sheriff

09-09.29.s Approval of Account to Account Transfer – Commissioners

09-09.29.t Approval of Account to Account Transfer – PA Fund - JFS

- 09-09.29.u Approval of Account to Account Transfer – Prosecutor
- 09-09.29.v Approval of Account to Account Transfer – ADAMH
- 09-09.29.w Approval to Appropriate from Unappropriated - ADAMH
- 09-09.29.x Approval to Appropriate from Unappropriated – EMA – Emergency Management Planning Fund
- 09-09.29.y Approval to Appropriate from Unappropriated – EMA Emergency Management General Fund
- 09-09.29.z Approval to Appropriate from Unappropriated – EMA Emergency Management Planning Grant Fund
- 09-09.29.aa Approval to Appropriate from Unappropriated – Engineer – Motor Vehicle Fund
- 09-09.29.bb Approval to Appropriate from Unappropriated – Delinquent Real Estate Fund

Roll call vote of the motion resulted as follows:

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

Approval of Authorization for Payment of Bills, September 29, 2009, check date October 2, 2009

On the motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve the authorization for payment of bills September 29, 2009, check date October 2, 2009, see resolution 09-09.29.cc

Roll call vote of the motion resulted as follows:

Voting aye thereon: Jon Myers and Mike Kiger

Approval of Amendment to a IV-D Contract by & between Fairfield County Job & Family Services and Brian Morabito, provider

On motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve an Amendment to a IV-D Contract by & between Fairfield County Job & Family Services and Brian Morabito, provider, see resolution 09-09.29.dd

Roll call vote of the motion resulted as follows:

Voting aye thereon: Jon Myers and Judith Shupe

Voting no: Mike Kiger

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 Aundrea Cordle, Jason Dolin and Scott Zody.

Executive Session

On the motion of Jon Myers and second of Mike Kiger, the Board of Commissioner voted to enter into Executive Session at 10:25 a.m. for the purpose of discussing the pending Fraternal Order of Police collective bargaining contracts. Commissioners present were Judith Shupe, Jon Myers and Mike Kiger. Also present were Human Resources Director Aundrea Cordle, Jason Dolin, Scott Zody, and via telephone, Marc Fishel.

Roll call vote of the motion resulted as follows:

Voting aye thereon: Jon Myers, Mike Kiger 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 10:56 a.m.

Roll call vote of the motion resulted as follows:

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

No official actions were taken.

Executive Session

On the motion of Jon Myers and second of Mike Kiger, the Board of Commissioner voted to enter into Executive Session at 10:57 a.m. for the purpose of discussing candidates for the County Economic Development Director position. Commissioners present were Judith Shupe, Jon Myers and Mike Kiger. Also present were Human Resources Director Aundrea Cordle, Jason Dolin, Scott Zody.

Roll call vote of the motion resulted as follows:

Voting aye thereon: Jon Myers, Mike Kiger 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 11:08 a.m.

Roll call vote of the motion resulted as follows:

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

No official actions were taken.

Review, cont.

Commissioner Myers asked Ms. Knisley what the revised 12% 2010 budget reduction scenario she presented was based upon. Ms. Knisley stated that is based upon the reduction scenarios present by the offices and departments to Mr. Zody, the possible increase of 0.25% to the county sales tax, and a 2010 budget of \$32 million. Ms. Knisley stated that she was assuming no funding decrease for the Veterans' Services Commission and the county prisoner medical expense line items, a 5% reduction to the Juvenile/Probate Court, and a reduction of 8% to the Board of Elections.

Commissioner Shupe asked why the Board could not simply institute across the board cuts of 9% to even things out, and Mr. Zody stated the Board would need to justify such a directive, given recent litigation involving Geauga County and across the board cuts. Commissioner Myers agreed, stating the Board may have to go line item by line item through the budget when considering reductions. Ms. Knisley added that the Board would also need to go through the Board allocations and review those individually, as she did not reduce those line items yet.

Commissioner Shupe suggested informing the agencies to assume cuts of 12% and let them work through it, and stated the Board may have to carry over less than 25% of the budget in order to help make ends meet for 2010. Ms. Knisley stated that would depend on how much revenue the Auditor is willing to certify, as she has not changed her projection at this point in time. If the sales tax increase would be approved, the Auditor would need to certify an additional \$2.8 million in revenue to make this scenario work, and they would still need to cut an additional \$400,000-600,000.

Commissioner Shupe asked Mr. Zody if he had received any feedback relative to voluntary furloughs for 2009. Mr. Zody stated the Prosecutor, Commissioner's Office, Maintenance Department, Clerk of Court, Regional Planning, and Job & Family Services have implemented voluntary leave programs.

Commissioner Shupe asked if the Auditor was implementing a program, and Mr. Zody stated that he had not received any response from the Auditor's Office relative to that.

Commissioner Kiger asked if Ms. Knisley had reviewed outstanding purchase orders from 2008 and 2007, and Ms. Knisley stated she had, and the Auditor had closed some and she had closed some, but there are still several open purchase orders.

Commissioner asked if the Board could close those, and Ms. Knisley stated probably not, but the Board could reduce 2009 or 2010 appropriations accordingly. Commissioner Kiger stated there is also the issue of granting additional paid leave days by the Auditor, JFS, Clerk of Courts, and Sheriff's Office. Commissioner Shupe stated that she thought the Clerk had discontinued that practice, and Ms. Knisley stated she was not sure. Commissioner Shupe stated such policies should be consistent, and Commissioner Myers suggested one way to address that would be reducing appropriations to those offices in accordance with the cost of the paid leave days.

Ms. Knisley asked where such cuts should be applied – the salary line items? Mr. Zody stated the Board must keep in mind the certification of revenue and the need for cooperation with the Auditor on that issue. Commissioner Myers stated the Board needed to have conversations with the Auditor when she returns from vacation on that subject.

Ms. Knisley pointed out that the Board also needs to finalize the Job & Family Services allocation – they are requesting \$2.6 million under their previously approved budget reduction plan, but under another agreement approved earlier in the year, the Board was planning on an appropriation of \$1.8 million for 2010.

Commissioner Myers asked where Ms. Knisley would normally be at in her budget process at this time, and Ms. Knisley stated that she, Ms. Addington and Mr. Zody would be discussing agency requests individually with the agencies. Commissioner Myers suggested asking the agencies to plan on 9% reductions and submit plans accordingly. Ms. Knisley stated she could do that, and would base that assumption on a \$3.3 million total reduction. Mr. Zody asked if Ms. Knisley had reduced any allocations to date, and Ms. Knisley stated she had not.

Commissioner Myers suggested sending a memo out with a 9% reduction assumed, also assuming a sales tax increase would be implemented for planning purposes. Ms. Knisley stated she could figure out the dollar amounts that would be for each agency and ask them to work within that, and Mr. Zody stated he would assist Ms. Knisley in drafting the memo.

Commissioner Kiger asked how much the Auditor contributed to the \$1.3 million in cuts at the budget retreat, and Mr. Zody stated she pledged \$40,000, but Ms. Knisley added she has not received anything to date on that amount.

Regarding the County Commissioners Association of Ohio annual winter meeting, Mr. Zody asked the Board what their plans were in light of the budget and the amount of funds remaining in the travel line item. Ms. Knisley stated the travel line item will be close and would check on the amounts. Commissioner Shupe stated the CCAO winter conference is the only major event the Board is planning to attend this year. Commissioner Myers stated if funding would be a question, he would not attend.

Mr. Dolin provided an update on several legal issues he is working on, stating that the telephony contract issues have been resolved and it should be ready for approval. Commissioner Myers asked if there were any concerns, and Mr. Dolin stated the last remaining issue had been one of indemnity, and the vendor finally conceded the point to the county.

Commissioner Myers asked if maintenance costs for the system were factored in, and Mr. Zody stated those costs were covered in the first year's lease payment, but not in

out years. Ms. Knisley stated that is correct, but the county will still save significant dollars as compared to current maintenance costs for their existing, outdated system. Mr. Zody asked if the contract would be ready for a vote the following week, and Ms. Knisley stated it should be ready.

Commissioner Myers asked what the overall cost for the system would be, and Ms. Knisley stated it would be approximately \$725,000 over 5 years, but again, significant savings would be realized as compared with the existing system. Commissioner Kiger asked how old the current system is, and Ms. Knisley stated it is early 1990's technology, and Mr. Zody stated it is at least 5 years out-of-date, hence the higher maintenance costs.

Commissioner Myers asked about the revised figures on the Board of Developmental Disabilities (BDD) being allowed to join the county health benefits consortium. Commissioner Kiger stated that he thinks it is a bad deal, and would require BDD to pay approximately \$300,000 to the county to make up the cost differential. Commissioner Shupe stated that she also believes the numbers are not promising, and it would be a big risk for both BDD and the county.

The Board directed Mr. Zody to contact Mr. Pekar for his reaction to the revised figures and report back to the Commissioners.

Commissioner Kiger stated the Dog Shelter had called him to report they had adopted out a dog, but were hesitant to do so because it exhibited aggressive actions towards males, but not females. The lady who adopted the animal did agree to sign a release absolving the Shelter of any liability.

Adjournment

With no further business to come before the Board, on the motion of Jon Myers and the second of Mike Kiger, the Board of Commissioners voted to adjourn at 12:10 p.m.

Roll call vote on the motion resulted as follows:

Voting aye thereon: Jon Myers, Mike Kiger 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, OCTOBER 6, 2009 AT 10:00 A.M.