

Regular Meeting #11 - 2018
Fairfield County Commissioners' Office
March 6, 2018

Review

The Commissioners met at 9:03 a.m. to review legal issues and pending or future action items and correspondence. Commissioner Davis called the meeting to order with the following Commissioners present: Steve Davis and Dave Levacy. Also present were Carri Brown, Staci Knisley, Chief Alex Lape, Jonathan Ferbrache, Tony Vogel, Branden Meyer, Amy Brown-Thompson, Joshua Horacek, Michael Kaper, Jeff Fix, Jeff Porter, Ray Stemen, Loudan Klein, Jeff Barron, David Miller, Todd McCullough, Lisa Reade, Rick Szabrak, Dennis Keller, John Pekar, Jon Slater, Jr., and Jim Bahnsen.

Legal Update

Mr. Horacek reported that he has been in communication with the Attorney General's Office regarding the opinion requested related to the official duties of the office and Commissioner Mike Kiger's absence. The Attorney General's Office is expediting the opinion and is working as quickly as they can.

Commissioner Davis reported that the Commissioners' Office has received the correspondence from Commissioner Kiger's physician (the physician's certificate) which allows for a 30-day extension of absence.

- **Administration and Budget Update/Carri's List**

- a. Announcements and Date Reminders

Ms. Brown announced the following:

- The next lunch -n- learn session is with the Major Crimes Unit on March 13. This is open to the public, anyone who wants to attend. We will also send a press release.
- The Weather Spotters Seminar is March 21. There has been a press release for this event. We will issue a reminder, as well.
- There is no Board of Commissioners meeting on March 27.
- The Child Protective Services Breakfast is April 11. The EMA annual exercises are also April 11.
- The State of the County Address is April 24. There will also be a press release for the State of the County Address.

- b. Highlights of Resolutions

Ms. Brown highlighted the resolutions proposed for approval during the voting meeting.

We proposed a resolution to proclaim March DD Awareness Month. There was an update from Mr. John Pekar. (See below.)

We proposed a proclamation for Sunshine Week, and we have a plan in place for Sunshine Week to promote ongoing transparency. There are two public trainings to announce (MCU and EMA related), 13 press releases, and two articles prepared for Sunshine Week.

We proposed the approval of an agreement to transfer excess property to the Port Authority and the approval of a related quit claim deed (for .74 acre at Helena Drive) for the purposes of economic development and business retention in Fairfield County. (The business retention is for Variety Floors.) There was a meeting scheduled with Rick Szabrak to discuss this matter. (See below.)

JFS proposed two CPS network contracts for placement.

We proposed a resolution of support of property for the Clean Ohio Local Agricultural Easement Purchase Program. Jonathan Ferbrache was available during the meeting:

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Mr. Jonathan Ferbrache reported that the applications for the program went through a full county review that included County Administration, Economic Development, Utilities, Regional Planning, and the Engineer's Office. The county review was a good exercise and will be repeated as the process in the future. Applicants include owners in Hocking Township, Pleasant Township, and Richland Township. The outlook for ongoing funding for the program is favorable. The easements will coincide with the to be adopted Land Use plan.

Mr. Szabrak thanked Mr. Ferbrache for including county departments in the Clean Ohio Local Agricultural Easement Purchase Program review. This process helps with any future conflicts for development.

In reporting additional resolutions proposed for the voting agenda, Ms. Brown reported that the County Engineer proposed advertising and approval of drawings for resurfacing, as well as advertising for a liquid asphalt project. The County Engineer also proposed approval of contract bid awards for Walnut Creek and Salt Creek bridge replacement projects.

There were financial resolutions to approve, such as:

- Appropriations (grant accounting adjustments) for the Major Crimes Unit;
- Appropriations (and memo expenditures in some cases) for the County Engineer and FCFACF Council – all non-general fund transactions (multiple resolutions); and
- Appropriations for the Airport fuel expenditures.

Meeting with Rick Szabrak regarding the Port Authority & Economic Development

The Commissioners met at 9:10 a.m. regarding the Port Authority's request for transfer of the Developmental Disabilities Helena Drive property owned by the Fairfield County Board of Commissioners. Commissioner Davis called the meeting to order with the following Commissioners present: Steve Davis and Dave Levacy. Also present were Carri Brown, Staci Knisley, Chief Alex Lape, Jonathan Ferbrache, Tony Vogel, Branden Meyer, Amy Brown-Thompson, Joshua Horacek, Michael Kaper, Jeff Fix, Jeff Porter, Ray Stemen, Loudan Klein, Jeff Barron, David Miller, Todd McCullough, Lisa Reade, Rick Szabrak, Dennis Keller, John Pekar, Jon Slater, Jr., and Jim Bahnsen.

Mr. Szabrak reported that the Port Authority was approached by a local business to purchase county owned property. The local business wishes to expand their storage space.

Mr. Szabrak explained how the Fairfield County Board of Commissioners owns .74 acre on Helena Drive NW, Lancaster, Ohio, located in Fairfield County, for the Fairfield County Board of Developmental Disabilities (FCBDD) to use as part of its operations. FCBDD has determined the property is excess property and not needed as part of its current operations.

FCBDD and the Board of Commissioners (Administrator Brown, Facilities Manager Dennis Keller) were contacted by the Fairfield County Port Authority who reported the property could be useful for an economic development purpose, pursuant to R.C. Chapter 4582, as this parcel could be sold for a business retention purpose for the adjacent business to expand its operations, thereby causing it not to move out of Fairfield County to seek a larger facility.

Mr. Szabrak reported FCBDD met on February 20, 2018, and determined that it no longer needed the use of this property for its operational purposes.

Administratively, we reviewed the use of the property, and it is not needed for a public purpose pursuant to R.C. 307.09, and the Board of Commissioners is now confirming such determination from its perspective.

We have confirmed with the County Prosecutor that the Board has authority to convey real property to the Fairfield County Port Authority under R.C. 4582.38 without said transfer being subject to competitive bidding.

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The title search of the property shows the only encumbrance on the property is an easement to Arvin Systems, Inc., recorded with the Fairfield County Recorder under Volume 13, Page 476 in the Fairfield County Deed Records for right of way access. The Fairfield County Port Authority has also reviewed the title search and has no objection to accepting the transfer with this encumbrance as it runs with the property.

The Fairfield County Port Authority has agreed to accept this conveyance of property and will sell it to further economic development in Fairfield County pursuant to R.C. 4592.31 and will compensate FCBDD upon the sale of the real property. The Port Authority will meet on Friday to officially sell the property upon the approval of the transfer that is requested today.

An agreement for the transfer of the .74 acre of Helena Drive NW, Lancaster, Ohio, to the Fairfield County Port Authority, has been prepared and approved as to form by the Fairfield County Prosecutor's Office; also, a quit-claim deed has been prepared and approved as to form by the Fairfield County Prosecutor's Office (Thank you to Amy Brown Thompson).

Superintendent John Pekar stated the Board of Developmental Disabilities is happy to assist in Economic Development opportunities.

On behalf of the Board of Commissioners, Commissioner Davis stated that they appreciated the work and cooperation with local businesses.

Review Continued at 9:14 a.m.

c. Administrative Approvals & Budget Update

Ms. Brown reported that administrative approvals for the week were summarized and included in the review packet. There were no questions posed.

She went on to state we are preparing for the DACO parking lot project. The review packet contained a copy of the advertisement for the invitation to bid. We have worked with the Ohio Facilities Construction Commission on an application for a grant for \$60,000, and we expect to have final approval of that application soon. We are in the process of identifying the full project costs. The bid opening will be March 23.

d. BRAVOs

- Thank you to Rick Szabrak for organizing the first Port Authority project in collaboration with the Board of Developmental Disabilities to retain business in Fairfield County.
- Thank you to Dennis Keller and Chief Lape for leading the tour for the Gallia County Commissioners.

- Old Business

Ms. Brown reported that she requested a teleconference with the Ohio Development Services Agency relating to potential grants for the Ballard Lane (near Buckeye Lake) ditch project.

- New Business (none)

- General Correspondence Received (none)

- Calendar Review/Invitations Received

- Retirement Open House in Honor of Gwen Shafer on Thursday, March 8 from 12:00-1:30 p.m. – Location: Health Department, 1550 Sheridan Dr, Ste 100

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- EMA Weather Spotter Training on Wednesday, March 21 from 6-8 p.m. – Location: Liberty Center, 951 Liberty Drive, Lancaster (RSVP needed)
- Child Abuse Prevention Month Kickoff Breakfast on Wednesday, April 11 at 8 a.m. – Location: Life Church, 5550 Lancaster-Newark Rd NE, Pleasantville – *Commissioner Davis, Commissioner Levacy, and County Administrator Carri Brown will attend.*

- FYI

Ms. Brown reported the following information.

- a. The jail population is now 286.
- b. There will be a press release to highlight “On the Crest of Main Hill” – a video about the historic, administrative courthouse.
- c. We reviewed the news release from Mike DeWine about the card relating to Marsy’s Law.
- d. March 5th – The Multi-Agency Radio Communication System was implemented in Fairfield County!

Chief Lape stated that the MARCS radios went operational yesterday at 0700. It was a seamless transition. He thanked the Board of Commissioners for recognizing the need and necessity to move forward with the purchase. He also thanked the County Administrator Carri Brown, EMA Director Jon Kochis, and the team at the Sheriff’s Office for their work.

- Issues Bin (none)
- Open Items (none)

Meeting with John Pekar, Superintendent of the Fairfield County Board of Developmental Disabilities (BDD)

The Board of Commissioners met at 9:21 a.m. to receive an update from the Fairfield County Board of Developmental Disabilities. Commissioner Davis called the meeting to order with the following Commissioners present: Steve Davis and Dave Levacy. Also present were Carri Brown, Staci Knisley, Chief Alex Lape, Jonathan Ferbrache, Tony Vogel, Branden Meyer, Amy Brown-Thompson, Joshua Horacek, Michael Kaper, Jeff Fix, Jeff Porter, Ray Stemen, Loudan Klein, Jeff Barron, David Miller, Todd McCullough, Lisa Reade, Rick Szabrak, Dennis Keller, John Pekar, Jon Slater, Jr., David, Uhl, and Jim Bahnsen.

Commissioner Levacy presented the Fairfield County Board of Developmental Disabilities a proclamation recognizing March as Developmental Disabilities Awareness month.

Mr. Pekar announced that the Celebration of Possibilities 10th annual event is on Thursday, March 15. He stated there would be a surprise – a special guest. He encouraged everyone to purchase tickets. This is a time to celebrate the community for their help in service to the clients. Two of the awards this year will go to local high school students, and this is very encouraging.

As of January 1, 2018, DD transitioned to privatizing client Medicaid and Medicare related needs. Federal rules that affect how and where the clients will work and live continue to affect the operations of DD. Per the mandates, the board has been transitioning clients from the its care to private service providers. The board can no longer provide services to those on waivers from the Centers for Medicaid and Medicare. Part of those changes affect Fairfield Industries, the workshop for adults with disabilities. DD has been working hard to make sure clients have jobs through programs, such as the program available at the River Valley Mall. Everyone at DD continues to bring about a vibrant community where people lead fulfilling lives and make meaningful contributions.

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Mr. Pekar went on to report that DD has recently been re-accredited by a national accreditation agency. DD came through the review with flying colors this year due to the ability of the community to come together on common goals.

Ms. Brown thanked Mr. Pekar and his staff for the support they provide to Josh Stage, the "Courthouse Greeter" - Josh Stage has a strong work ethic. She also stated she appreciated the work of Beth Seifert, DD Fiscal Officer, for serving on county workgroups. Further, she was appreciative of DD's willingness to participate on the Fairfield County Automated Data Processing Board.

Executive Session in accordance with ORC 121.222 (G) (3) to discuss pending litigation

On motion of Steve Davis and second of Dave Levacy, the Board of Commissioners voted to enter Executive Session to discuss pending litigation at 9:27 a.m., with the following attendees: Commissioner Davis, Commissioner Levacy, and the County Administrator, Acting Clerk, Prosecutor Representatives, and the HR/Risk Management Director.

Roll call vote of the motion resulted as follows:

Voting aye thereon: Dave Levacy and Steve Davis
Absent: Mike Kiger

On the motion of Steve Davis and second of Dave Levacy, the Board of Commissioners voted to exit Executive Session at 9:33 a.m.

Roll call vote of the motion resulted as follows:

Voting aye thereon: Dave Levacy and Steve Davis
Absent: Mike Kiger

Recess

Commissioner Davis stated at 9:34 a.m. that the Commission would be in recess.

Commissioners' Regular Meeting

A regular meeting of the Fairfield County Board of Commissioners was held on Tuesday, March 6, 2018 beginning at 10:01 a.m., with the following Commissioners present: Steve Davis and Dave Levacy. Also present were Carri Brown, Staci Knisley, Branden Meyer, Jeff Fix, Jim Bahnsen, Joshua Horacek, Amy Brown-Thompson, Jonathan Ferbrache, Jon Slater, Jr., Tony Vogel, Todd McCullough, Rick Szabrak, John Pekar, David Uhl, Ray Stemen, David Miller, Lisa Reade, Jeremiah Upp, Jeff Barron, Chief Alex Lape, Dennis Keller, and Loudan Klein.

Pledge of Allegiance

Commissioner Davis asked everyone to rise as able, and he led the Pledge of Allegiance.

Announcements

Commissioner Davis asked if there were any announcements.

Ms. Brown thanked Engineer Jeremiah Upp for taking a quick phone call with her regarding the Village of Baltimore.

Public Comment

Commissioner Davis asked if anyone from the public who would like to speak or offer comments.

No public comment was given.

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Approval of Minutes for Tuesday, February 27, 2018

On the motion of Dave Levacy and the second of Steve Davis, the Board of Commissioners voted to approve the minutes for the Tuesday, February 27, 2018 Regular Meeting.

Roll call vote of the motion resulted as follows:

Voting aye thereon: Dave Levacy and Steve Davis
Absent: Mike Kiger

Approval of the Commissioners' Office Resolution

On the motion of Dave Levacy and the second of Steve Davis, the Board of Commissioners voted to approve the following Commissioners resolution:

2018-03.06.a A resolution authorizing the approval of a proclamation recognizing March 11 – March 17 as “Sunshine Week” [Commissioners]

Discussion: Ms. Brown reported that every year the county recognizes Sunshine Week. Sunshine Week promotes government transparency. There will be multiple press releases, articles, and public events during the week, which officially begins March 11.

Commissioner Levacy stated that it is important to be transparent. The County Commissioners work for the residents and tax payers of Fairfield County. The Sunshine Review previously showed a report with Fairfield County as a D rating. The rating now is an A+. He appreciated the efforts undertaken to improve available information for the public.

Roll call vote of the motion resulted as follows:

Voting aye thereon: Dave Levacy and Steve Davis
Absent: Mike Kiger

Approval of the Commissioners' Office Resolution

On the motion of Dave Levacy and the second of Steve Davis, the Board of Commissioners voted to approve the following Commissioners resolution:

2018-03.06.b A resolution authorizing the approval of a proclamation recognizing March as Developmental Disabilities Awareness Month.

Discussion: Commissioner Davis asked that everyone join the Celebration of Possibilities. He appreciates the good work of Board of Developmental Disabilities.

Roll call vote of the motion resulted as follows:

Voting aye thereon: Dave Levacy and Steve Davis
Absent: Mike Kiger

Approval of the Commissioners' Office Resolutions

On the motion of Dave Levacy and the second of Steve Davis, the Board of Commissioners voted to approve the following Commissioners' Office resolutions:

2018-03.06.c A resolution confirming .74 acre of Helena Drive NW, Lancaster, Ohio, is not needed for a public purpose; approving an agreement for the transfer of .74 acre of Helena Drive NW, Lancaster, Ohio, to the Fairfield County Port Authority; and authorizing Commissioner Steven A. Davis to sign the related quit claim deed. [Commissioners]

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2018-03.06.d A resolution of support of property for the Clean Ohio Local Agricultural Easement Purchase Program. [Commissioners]

2018-03.06.e A resolution to appropriate from unappropriated into a major expenditure object category for the Fund# 5786 – Fairfield County Commissioners/Airport[Commissioners]

Roll call vote of the motion resulted as follows:

Voting aye thereon: Dave Levacy and Steve Davis

Absent: Mike Kiger

Approval of the Engineer's Office Resolutions

On the motion of Dave Levacy and the second of Steve Davis, the Board of Commissioners voted to approve the following Engineer's Office resolutions:

2018-03.06.f A Resolution to Approve the Construction Drawings for the FAI-CR12/16/90 Resurfacing Project. [Engineer]

2018-03.06.g A Resolution to Approve Advertising for the FAI-CR12/16/90 Resurfacing Project. [Engineer]

2018-03.06.h A Resolution to Approve Advertising for the Purchase of Liquid Asphalt.

2018-03.06.i A resolution to request for appropriations for additional unanticipated receipts of Memo receipts and memo expenses for fund 2050 for annual inspections in various subdivisions 1/17/18 to 2/27/18 [Engineer]

2018-03.06.j A resolution to appropriate from unappropriated in a major expenditure object category County Engineer 2050-Drainage Maintenance District of Bent Wood Farms Section 3 repairs [Engineer]

2018-03.06.k A Resolution to Approve the Contract Bid Award for the WAL-24, FAI-TR238-4.688 Leonard Road over a Tributary to Walnut Creek Bridge Replacement Project. [Engineer]

2018-03.06.l A Resolution to Approve the Contract Bid Award for the CLE-27, FAI-CR75-2.204 Oakland-Stoutsville Road over Salt Creek Bridge Replacement Project.

Discussion: County Engineer Jeremiah Upp stated that the resurfacing project was for Sixteenth Road. Other resolutions supported materials for chip and seal projects and repairs for failed culverts.

Roll call vote of the motion resulted as follows:

Voting aye thereon: Dave Levacy and Steve Davis

Absent: Mike Kiger

Approval of the Family, Adult and Children First Council Resolution

On the motion of Dave Levacy and the second of Steve Davis, the Board of Commissioners voted to approve the following Family, Adult and Children First Council resolution:

2018-03.06.m A resolution to appropriate from unappropriated in a major expenditure object category Family, Adult & Children First Council Fund 7521, Healthier Buckeye Council

Discussion: Ms. Brown reported that the financial adjustments were for grant procedures for the Healthy Buckeye Council project, which will be closing.

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Roll call vote of the motion resulted as follows:

Voting aye thereon: Dave Levacy and Steve Davis
Absent: Mike Kiger

Approval of Job and Family Services Resolutions

On the motion of Dave Levacy and the second of Steve Davis, the Board of Commissioners voted to approve the following Job and Family Services resolutions:

- 2018-03.06.n A resolution regarding Network Placement and Related Services Agreement between Specialized Alternatives for Families and Youth of Ohio, Inc., and Job and Family Services, Child Protective Services Department [JFS]
- 2018-03.06.o A resolution regarding Network Placement and Related Services Agreement between New Beginnings Residential Treatment Center, LLC and, Child Protective Services Department [JFS]

Discussion: Ms. Brown stated that the contracts for child protective network placements were already approved at Prosecutor and JFS levels.

Roll call vote of the motion resulted as follows:

Voting aye thereon: Dave Levacy and Steve Davis
Absent: Mike Kiger

Approval of Fairfield-Hocking Major Crimes Unit Resolution

On the motion of Dave Levacy and the second of Steve Davis, the Board of Commissioners voted to approve the following Fairfield-Hocking Major Crimes Unit resolution:

- 2018-03.06.p A resolution authorizing an increase in major expenditure object category appropriations and to align with remaining award. [Fairfield Hocking Major Crimes Unit – Fund 7830 Sub fund 8140 DLEF Grant]

Discussion: Ms. Brown reported that the financial adjustments are grant accounting measures.

Roll call vote of the motion resulted as follows:

Voting aye thereon: Dave Levacy and Steve Davis
Absent: Mike Kiger

The next Regular Meeting is scheduled for Tuesday, March 13, 2018 at 10:00 a.m.

Adjournment

With no further business, on the motion of Dave Levacy and a second of Steve Davis the Board of Commissioners voted to adjourn at 10:09 a.m.

Roll call vote of the motion resulted as follows:
Voting aye thereon: Dave Levacy and Steve Davis
Absent: Mike Kiger


Motion by: *Levacy* Seconded by: *Davis*

that the March 6, 2018 minutes were approved by the following vote:

YEAS: *Levacy, Davis* NAYS: None

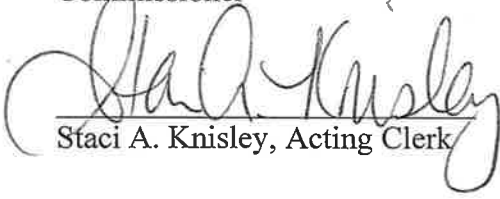
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ABSTENTIONS: None
*Approved on March 13, 2018


Steven A. Davis
Commissioner


Dave Levacy
Commissioner


Mike Kiger
Commissioner


Staci A. Knisley, Acting Clerk

