

**Regular Meeting #20 - 2018**  
**Fairfield County Commissioners' Office**  
**May 15, 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, Rachel Elsea, Jeff Fix, Aunie Cordle, Mary Beth Lane, Jeremiah Upp, Eric McCrady, Joshua Horacek, Amy Brown-Thompson, Ray Stemen, Chief Lape, Josh Messerly, Loudan Klein, Ann Hammond, Tony Vogel, Todd McCullough, Jeff Porter, Rick Szabrak, Jonathan Ferbrache, Michael Kaper, Jeff Barron, Donna Staler, David Miller, and residents from the Buckeye Lake area stakeholders.

- Legal Update

Mr. Horacek stated he did not have a legal update.

- Administration and Budget Update/Carri's List

- a. Announcements

- There is a *Roundtable Meeting* on Thursday, the 17<sup>th</sup> at 8:30 am, with a regular meeting to follow at 10:00 am. An agenda was in the review packet.
    - Saturday, May 20<sup>th</sup>, marks the "*Touch a Truck*" event at Ohio University-Lancaster, from 9 am – 2 pm.
    - The offices are closed for the *Memorial Day holiday* on May 28<sup>th</sup>.
    - The Fairfield County website and publications in the media show public *notice of public hearings*. The Fairfield County Board of Commissioners will hold two public hearings to determine the necessity for levying an additional five-dollar (\$5.00) motor vehicle license tax for Fairfield County, state of Ohio, pursuant to 4502.24 of the Ohio Revised Code. The two public hearings for this purpose will be: *May 29 at 12 pm noon -and- June 5 at 6 pm*. This item will be reviewed in New Business.
    - The *Economic and Workforce Development Summit* is June 13.

- b. Highlights of Resolutions

Ms. Brown highlighted proposed resolutions.

We proposed three proclamations: to honor the Stepping Up effort, the Foster Care program, and Peace Officers' Memorial Day.

The Sheriff proposed the approval of the agreements for security services at Pickerington Local Schools, Canal Winchester, and the Fairfield County ESC.

The County Engineer proposed to award the contract for and to commence the Walnut Bridge project. The County Engineer proposed to award the contract for and to commence the Salt Creek Bridge project. The County Engineer also proposed to award the contract for the Fosnaugh School Road Culvert project.

Following the public hearing of last week, RPC proposed the approval of the staff recommendations for the CDBG allocation and for the Critical Infrastructure grant.

There were *financial resolutions* to approve, such as:

- Rescinding a resolution for proper fund usage for Major Crimes (the County Auditor);
    - Processing a 2% administrative fee for the self-funded insurance plan;
    - Appropriations from unappropriated funds for the Utilities Department (two resolutions for enterprise funds), Treasurer (for unclaimed funds, a subfund of the general fund), and the County Engineer (non-general fund transactions);

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- An account to account transfer of appropriations for Common Pleas Court and IT;
- Releasing a mortgage consistent with grant terms and conditions (submitted by Community Action for the Commissioners); and
- Three resolutions for JFS reimbursements (to the public assistance fund).

Finally, we have a resolution to approve a grant agreement with the Ohio Development Services Agency for a \$495, 222.42 grant for a construction project to improve the West Buckeye Lake Drainage Improvement Project. This project qualified for the ODSA Lakes in Economic Distress program.

Mr. Davis thanked Ms. Brown and the rest of the office for how quickly they moved on the grant application.

Mr. Levacy stated that grant was a terrific opportunity and was pleased Fairfield County received almost all the \$500,000 available.

Mr. Upp thanked Senator Schaffer and his staff for their help in making the funds available in the state budget for the grant.

Mr. Davis stated the public hearing would be held at 9:30 a.m. He spoke with the Prosecutor's Office regarding the process and stated that all those testifying would need to be sworn in.

c. Administrative Approvals & Budget Update

Ms. Brown provided the County Administrator's Update as follows.

*Administrative Approvals*

Administrative approvals for the week were included the review packet. There were no questions posed.

*Award Letter of Grant*

On the morning of May 14<sup>th</sup>, we received a letter from the Ohio Development Services Agency notifying us that Fairfield County has earned a grant for the Lakes in Economic Distress Stormwater program. The grant is for \$495,222.42, which is the estimate of the construction project for the West Buckeye Lake Drainage Improvement Project. (We have \$60,078.50 already provided in the "ditch petition" related fund, which will cover the first-year maintenance and potentially more. This means that with the grant, we do not expect actual special assessments until the second-year maintenance or later, if all goes as anticipated.) The project is anticipated to be completed at the end of October 2018, meaning the second-year maintenance will not begin until October 2019. We will need to monitor the actual costs and compare them to the estimates. We will proceed with the public hearing and special assessments as outlined in the correspondence to residents. However, we anticipate reducing the special assessment (fully) for the first year based on the grant proceeding as expected. We are accomplishing the work this way just in case there is something that changes with the grant or the project. In this way, we can proceed with the project and not have to start over, which is very important given the project timeline.

*Update with Commissioner Kiger*

On May 10<sup>th</sup>, Ms. Brown visited Commissioner Kiger. She updated him on the roundtable meeting topics and informed him of an email reminder he received. He commented that the roundtable topics were excellent in his opinion, especially the strategic planning topic. What made him very happy was to hear of the closing on the Conrad building. She also updated him on the contract let for environmental services relating to the firing range. We are honoring Republic (for their part in

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the planning of the firing range) at the roundtable, and he thought that was a good idea, too.

Mr. Davis stated that the administrative meeting Ms. Brown had with Mr. Kiger reset the "90-day rule" per the opinion from the Ohio Attorney General's Office.

*Conrad Building*

We in Fairfield County have closed on the Conrad building and are proceeding with plans to clean up the area at Lincoln Avenue in conjunction with a demolition of the Conrad building and the maintenance garage by this Fall. Following the demolition, it is our desire to clean up the area a bit more by laying some dirt to semi-level the area. We know we will need to properly test the fill dirt. We have asked the City of Lancaster Officials what would be required from their perspective for us to semi-level the area. We recall that we might have to build up a manhole. Our goal is to fill the area and make it reasonable to mow and maintain. We will report back as we learn more. We may need to file a petition to vacate an alley.

In addition, there will be some technical steps to take regarding the closing, and we will follow up. For example, the IRS was "shorted" about \$1K based on the accrued property taxes, and we will send an additional check to the IRS for this difference to finalize the matter. Our expense will be considered a part of the closing. There exists some other follow up steps which have been outlined. SAS has a minor amount to send back to the County, as well. Overall, we are very happy to see the Conrad closing occur and to address the next steps.

*Performing Arts Consortium Meeting*

Also, on May 10<sup>th</sup>, there was an administrative meeting to review the options for a performing arts consortium. Attending were: Carri Brown, Rick Szabrak, and Dennis Keller from the county, as well as several community members and school officials. The meeting was held at the Stanbery campus on Mulberry Street. There will be a subgroup to review our stated objective of supporting the analysis and evaluation of a Lancaster Performing Arts Center Consortium to benefit economic growth and community vitality. The Board of County Commissioners pledged the participation of its staff to help conduct the analysis and evaluation, which should include public participation and multiple perspectives. The Board of County Commissioners are seeking an evidence-based conclusion on how the consortium will enhance access to the arts; improve culture within the county; support economic growth and community vitality; and contribute to the common good or quality of life in Fairfield County.

*Contract for the Provision of Services of the Jail Physician*

Chief Lape and Ms. Brown have researched the market relating to the provision of jail physician services. It is advantageous to use the vendor that is currently providing nursing services for physician services. The vendor will provide the exact same deliverables as outlined in the current contract for services with Dr. Vajen. These services will be outlined in an addendum to the existing contract for nursing services with the vendor, Premier Physician Services. The annual cost for the physician services will be \$43,020, as compared to \$125,250. We have requested that the amendment coincide with the dates for the nursing contract (through April 30, 2020, with option to renew for an additional year). We can review services and update them if needed. When the time comes to reissue an RFP, we can issue one with nursing and physician services, asking respondents to reply for component parts and for aggregate services for future comparisons. There is no requirement to competitively bid physician services, but we have researched the market. There is a requirement to competitively bid nursing services (which was previously accomplished). Once we receive the amendment, we will process

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it within the normal process. We will also research with the vendor the necessary steps for medically assisted treatment and will continue those discussions.

*Donation of a Flag Pole (now at Amstutz)*

Ms. Brown, Mr. Keller, and Mr. Paul Martin recently held a teleconference. There is interest from the City of Lancaster in the flag pole now located at the Amstutz Building. This flag pole was donated to Veteran Services, and they were not able to locate it at their new location. The Municipal Court Judges had interest in the flag pole that was at the Main Street jail, yet it was not a good candidate to be relocated, and its disposal was part of the demolition contract of the Main Street jail. However, the flag pole at Amstutz may be a good candidate for relocation. There is a draft resolution prepared, and Mr. Keller and Mr. Martin are looking at the specific work that would be required to move it. Mr. Keller will let Ms. Brown know when the flag pole can be relocated, and we will invite the Judges and others to attend the meeting in which the resolution (now in draft form for the donation) will be on the voting agenda. There is a placeholder for this resolution on June 5, 2018. That placeholder can be adjusted as needed.

d. Roundtable – May 17, 2018

The review packet contained the agenda for the meeting to be held on Thursday, May 17<sup>th</sup>. There is a regular meeting scheduled following the Roundtable meeting. Topics on the agenda include community partnership, budgeting, strategic planning, and other items of common interest.

e. BRAVOs

*Welcome back to Rachel Elsea, Clerk to the Board of Commissioners!*

*Thanks to Jon Kochis, EMA Director, and the Sheriff's Office for their work with outreach at the Pickerington Palooza and with the "Touch a Truck" event which is this Saturday at OU-L.*

*Congratulations to Fairfield County for the ODSA grant for Lakes in Distress.*

*Thank you to everyone who worked hard to finalize the Conrad closing.*

*Congratulations to Rick Szabrak, Patrick O'Malia, Angel Conrad, and all 33 Alliance members for a grant from AEP for the engineering technology camp. There will be a press release about this grant soon.*

*There has been terrific feedback received by ODJFSA conference attendees. They were very pleased with the presentation provided by Laura Holton, JFS Deputy Director of Community Services, who spoke on shared services topics.*

*Mr. Davis thanked Mr. McCullough and the staff of the Dog Adoption Center and Shelter for their customer service and great experience he had last week while looking for a dog to adopt.*

- Old Business

- a. Violet Township – Community Center Meeting

Commissioners attended the Violet Township Community Center Meeting on Thursday, May 10<sup>th</sup>. There is a slide show available for review from this presentation if anyone would like a copy of it.

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- New Business

- a. Public Hearings Scheduled re: \$5 Licensing Fee

The Fairfield County website and publications in the media show public notice of public hearings. The Fairfield County Board of Commissioners will hold two public hearings to determine the necessity for levying an additional five-dollar (\$5.00) motor vehicle license tax for Fairfield County, state of Ohio, pursuant to 4502.24 of the Ohio Revised Code. The two public hearings for this purpose will be: May 29 at 12 pm noon -and- June 5 at 6 pm. The two public hearings will be held at the Commissioners' Hearing Room on the third floor of the Fairfield County Administrative Courthouse, 210 East Main Street, Lancaster, Ohio. Any questions should be directed to the County Engineer's Office at 740-652-2300. Jeremiah Upp has prepared a slide show which will be used during the public hearings. If anyone would like an advance copy, it is available.

The purpose of the public hearings is to determine the necessity for the additional \$5 fee. During the public hearings, the County Engineer will provide a presentation. There will be opportunities for viewpoints to be shared. The County Engineer has provided information during administrative meetings already.

In addition, we have received a collection of letters of support, and they are in the review packet. These letters are from the Fairfield County Ohio Township Association President; the Superintendent and Director of Business of Lancaster City Schools; Violet Township officials; the Mayor of Lancaster; and the Chair of the Transportation Improvement District. From these multiple perspectives, there were viewpoints expressed about the \$5 fee.

The Board of Commissioners will take no formal action regarding the approval of the fee prior to the conclusion of the public hearings.

- General Correspondence Received

- a. Letter from State Public Defender Tim Young

We received a memo from State Public Defender Tim Young to all county commissioners in Ohio. The memo was to inform us that the state reimbursement rate for indigent defense costs for state fiscal year 2019 which begins July 1st of 2018 will be reduced to 42%. On an estimated \$1.7 M of attorney fees annually, the reduction equates to about a \$51,000 loss annually, as compared to the current reimbursements (at 45%). In 2010, the reimbursement rate was 35%.

- b. CFLP 1<sup>st</sup> Quarter Education & Outreach contract report

- c. CFLP 1<sup>st</sup> Quarter Recycling Drop-off contract report

- Calendar Review/Invitations Received

- a. ADAMH Annual Dinner – Tuesday, May 22<sup>nd</sup> at 6:30 p.m. at Rule 3, 650 Windmill Dr, Pickerington

- b. Violet Grange Annual Flag Burning Ceremony – Monday, June 11st at 7:00 p.m. at the Violet Township Service Center, 490 Center Street, Pickerington

- c. 2018 4-H Legacy Dinner – Thursday, June 14<sup>th</sup> at 6:00 p.m. at the Miller Farm Shop, 5105 Richland Road, Pleasantville

- FYI

- a. The jail population is 339.

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- b. Governor's Executive Order: re: autonomous vehicle testing

Mr. Upp stated that Ohio has been deemed an ideal state to test autonomous vehicles due to the variety of roads and weather conditions. There is growing interest in autonomous vehicles not only from an economic development standpoint but more importantly from a safety standpoint as most accidents are driver error.

- c. Upcoming Lancaster-Fairfield Chamber Ribbon Cuttings  
d. Violet Township Zoning Meeting – May 24<sup>th</sup>  
e. DD May 2018 Newsletter  
f. Pickerington Senior Center May 2018 Newsletter  
g. Spring 2018 Criminal Justice Update  
h. Utilities Project – The Grant/Hampton Project

Last week, we passed a resolution authorizing the Utilities Director to pursue an Agreement relating to the Water Supply Revolving Loan Account. For the related Grant/Hampton project, there will likely be a public meeting to obtain information and share information about how delaying the project for a year could dramatically reduce costs (if it becomes eligible for loan forgiveness). We will seek volunteers for testing the wells.

- Issues Bin

- a. Obtaining information from ODNR
- b. Interest in County Owned Property

- Open Items (none)

Commissioner Davis stated at 9:24 a.m. that the Commission would be in recess until the 9:30 a.m. Public Hearing.

**Final Public Hearing – Ballard Lane**

The Commissioners met at 9:31 a.m. for the Final Public Hearing regarding Ballard Lane. Commissioner Davis called the meeting to order with the following Commissioners present: Steve Davis and Dave Levacy. Also present were Carri Brown, Rachel Elsea, Joshua Horacek, Amy Brown-Thompson, Staci Knisley, Eric McCrady, Jeremiah Upp, Mary Beth Lane, Dennis Keller, Aunie Cordle, Tony Vogel, David Miller, Todd McCullough, Rick Szabrak, Jon Kochis, Chief Lape, Ray Stemen, Loudan Klein, Michael Kaper, Jonathan Ferbrache, Jeff Fix, Josh Messerly, Ann Hammond, Donna Stalter, Deputy Marvin, and Buckeye Lake area stakeholders.

Mr. Davis swore in those who would be providing testimony during the hearing.

Mr. Upp provided a brief description of the project that included Ballard Lane, West Bank Road, and Parrish Farms. The project is a result of not being able to pump water over or through the Buckeye Lake Dam since the new dam project was completed. There was a need to address where the stormwater would be taken. The project consists of a main line which will include the county taking over the Parrish Pond and the Parrish Pump site with upgrades made for safety. That project will include 650 feet of force main that will go along the railroad bed where gravity will then take the water through the creek. This will allow Parrish Farms to continue to use their tile drainage into the pond. It will also include the West Bank area to allow their drainage to go to the pond along with the Ballard Lane area. This project is following ORC 6131 for ditch maintenance and assessments. Typically, the Engineer will provide a main line service for individuals to bring their lines to, similar to the Latera A line. It is a main line ditch that is

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maintained based on assessments with the beneficiaries being responsible for bringing their lines to the main line. From the pond, the Engineer's Office will deal with the water. The project cost estimate is \$495,222.42. They received word that a grant was received from the State of Ohio in this amount so that will be a huge positive impact. All of the assessment tables included the homeowners paying 100% of that cost, now the grant will pay 100% of that cost estimate. Moving forward the landowners and beneficiaries will only pay for the maintenance and upkeep. There has been a lot of work from the Engineer, Commissioners, and Senator Tim Schaffer to make this happen.

Mr. Davis opened public comments.

Mr. Ken Reber of 12464 West Bank Drive stated that ODNR is not listed as a beneficiary of this drainage system. He asked if they would be assessed and contended that they will be 100% the beneficiary of the project. Mr. Reber has run his pump house for over 50 years very successfully running their water into the lake. This pump house has been maintained at the expense of the residents. In the Army Corps of Engineers "so called report" that ODNR is basing all their construction on, the Army Corps stated they did not have problems with draining into the lake. Mr. Reber is happy to hear there is a grant to pay for this project. There is no improvement for the residents as they do not get any more drainage than they've always had, the only improvement is for ODNR. The Army Corps did not prohibit the drainage and Mr. Reber contends they should still be able to drain into the lake. He said this for the dam improvement that is going on now is also unnecessary.

Mr. Davis provided an update on the grant for those who were not in the review meeting. The grantor is the Development Services Agency.

Mr. Don Pontius of 13010 West Band Drive brought up the issue of the pump not being quite sufficient. If they put a back-check valve on it, it will probably freeze up. Three years ago, it froze up and broke the pump itself. So, they put a back-check valve on that would probably freeze the line as well. With heavy rain, they will flood back there with the pump.

Ms. Diann Richardson of 12636 West Bank Drive said she is currently not tied into the drainage. The sump pump was tied in the wall. Now all the gutters drain into the boot. She asked if they would have to tie into it and if they would be responsible for the maintenance if they are not tied into it as they were also discussing purchasing rain buckets.

Mr. Davis stated that the Commissioners would not be answering questions during this hearing as they were hearing officers, but that the Engineer and Prosecutor would be able to address questions after the hearing.

Mr. Bob Slater of 13285 State Route 37 stated his farm is associated with the Lateral A drainage. He thanked Mr. Upp, Mr. McCrady, Mr. Ferbrache, and the Engineer's office for all the work they've done. The last time the Lateral A was assessed was in 2011 or 2012. The price of electricity will likely not go down with the maintenance cost for this endeavor probably being yearly. It will be something likely this county or its residents have never seen. He stated the yearly maintenance costs would be quite pricey and asked if ODNR is legally allowed to be assessed. He also asked if the Fairfield County owner of the Millersport Road right of way would be assessed and if the drainage district laws provided for that. He isn't trying to raise the costs for other residents of the county, but if they don't help that cost will be borne on the group. He thanked the Commissioners for the surprise of the grant announcement and had concerns of cost overrun as the project had not yet been bid. He asked who would cover any extra costs. He added that with \$495,000 of the grant going to this group, that puts other groups asking for funds at a detriment. He has discussed this at great length with those in attendance and at one point it was suggested he build a retention pond only to be told by the "dam tender" they never had the discussion. He appreciates that these funds became available which takes the wind out of the sails of "these assessments." He thanked Mr. McCrady for letting the residents know of this prior to today as it was not included in the certified mailer, when he believes it should have been.

Mr. Davis asked Mr. Slater to conclude his remarks and stated he would be allowed to continue when everyone else has been able to speak.

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Mr. Kreig Babbert of 12552 West Bank Drive stated he agreed with Mr. Reber. ODNR is the sole beneficiary of the project even though the tax payers of Ohio get to pay \$495,000 because ODNR decided based on no engineering criteria that they could not pump over the dam. They will still end up with \$200 to \$300 in maintenance every year. Their taxes are going up \$200 to \$300. A lot of people can't afford that as \$200 to \$300 is quite a lot of money. He suggested that ODNR as the sole beneficiary should continue to pay the maintenance cost as the West Bank Homeowners Association will continue to pay for their pump station. They need to upgrade their line and no one will help them with that and they don't expect anyone to because they take care of themselves. They do not appreciate ODNR making a decision based on no engineering. He suggested ODNR is trying to penalize them for speaking up. He does not believe their people should have to pay \$200 to \$300 a year for something they are not getting a benefit from. As Mr. Reber said, they don't have a drainage or flooding problem right now. There is no benefit to the residents of West Bank, solely ODNR, who should be paying maintenance.

Mr. Rod Allen of 13046 West Bank Drive is the property owner between the two properties where the current pump is and they do have an issue as the 4-inch pump will not handle the water that comes in Ballard Lane. They need a different pump and pit system to gather the water before it gets to their houses. The 4-inch tile is not benefiting the houses at all, a larger tile is needed as what is there does not work. Putting the new pump in will get rid of the water, but won't get rid of the water they have.

Mr. Brad Smith of 12720 West Bank Drive stated there were many people in the room who put a significant amount of effort in the project and thanked everyone for all their effort including the Commissioners, Engineer's Office, Soil & Water, and those who helped secure the grant. In the association around 70% are of retired age and would not have been able to afford the assessment. On behalf of some of those in attendance, he thanked everyone for their help.

Mr. Davis offered more time to Mr. Slater to speak, as all who wanted to speak had done so. Mr. Slater continued his comments by stating that Fairfield County has been neglected by ODNR. The ODNR websites shows the flood program but nothing for West Bank. There is not a single evacuation sign. These signs were put up without any announcements. They didn't want to recognize the topography of West Bank which lends itself to this problem. He is still waiting on information from ODNR answering some questions on the original construction. The dam project was originally supposed to cost \$150 million but came in at \$100 million which sounds to him like they decided not to fix some issues with the dam. He also addressed the evacuation drill of the mobile home park and the Walnut Township Schools providing the transportation to the Millersport High School. Fairfield County has been very supportive of the school. A majority of the dam lies in Fairfield County.

Mr. Davis thanked Mr. Slater for his comments, and he thanked everyone else. He mentioned that there were representatives from the Prosecutor's and Engineer's Office who will be able to help answer questions. He added there was \$60,000 set aside by the Commission which has not yet been spent.

The hearing was closed at 10:04 a.m.

### **Commissioners' Regular Meeting**

A regular meeting of the Fairfield County Board of Commissioners was held on Tuesday, May 15, 2018 beginning at 10:13 a.m., with the following Commissioners present: Steve Davis and Dave Levacy. Also present were Carri Brown, Rachel Elsea, Staci Knisley, Donna Stalter, Todd McCullough, Tony Vogel, Rick Szabrak, Ray Stemen, Jonathan Ferbrache, Jon Kochis, Joshua Messerly, Loudan Klein, Joshua Horacek, Amy Brown-Thompson, Anna Tobin, Donna Fox-Moore, Jeff Barron, Jeremiah Upp, Chief Lape, Sheriff Phalen, David Miller, Kristi Burre, Johanna Pearce, Ashley Duffy, Tracie Hall, Ruth Hoch, Andrea Stedman, and Jon Slater.

### **Pledge of Allegiance**

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



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**Announcements**

Commissioner Davis asked if there were any announcements.

There were no announcements.

**Public Comment**

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

There were no public comments.

**Approval of Minutes for Tuesday, May 8, 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, May 8, 2018 Regular Meetings.

Roll call vote of the motion resulted as follows:

Voting aye thereon: Dave Levacy and Steve Davis

Absent: Mike Kiger

**Approval of the Auditor's Office Resolutions**

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

- |              |   |
|--------------|---|
| 2018-05.15.a | A resolution approving an account to account transfer into a major expenditure object category. IT [Auditor- Admin]   |
| 2018-05.15.b | A resolution authorizing a memo expense memo receipt for the General Fund 2% administration fee for managing the county self-insurance program, Fund# 5376 TO GENERAL #1001 – Fairfield County Auditor [Auditor- Payroll] |
| 2018-05.15.c | A Resolution to approve to Rescind Resolution # 2018-05.08.f- That the transfer of the unexpended fund balance in DLEG (2765) Sub fund 8104 to federal equitable (7619) used the wrong fund. [Auditor- Finance]           |

Roll call vote of the motion resulted as follows:

Voting aye thereon: Dave Levacy and Steve Davis

Absent: Mike Kiger

**Approval of the Commissioners Resolutions**

On the motion of Dave Levacy and the second of Steve Davis, the Board of Commissioners voted to approve the Commissioners resolution honoring National Stepping Up Day, May 16, 2018, and issuing a proclamation; see resolution 2018-05.15.d.

Discussion: Ms. Brown stated the Stepping Up Program helps counties sustain mental health tools and programs with an aspiration to reduce mental health concerns in jails. This proclamation will be provided to the program leadership.

Roll call vote of the motion resulted as follows:

Voting aye thereon: Dave Levacy and Steve Davis

Absent: Mike Kiger

On the motion of Dave Levacy and the second of Steve Davis, the Board of Commissioners voted to approve the Commissioners resolution authorizing the approval of a proclamation

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recognizing May as Foster Care & Adoption Recognition & Recruitment Month; see resolution 2018-05.15.e.

Discussion: Ms. Brown commented on the great responsibility and profound honor to provide foster care and adoption services within Fairfield County. She recognized Aunie Cordle, Kristi Burre, Johanna Pearce, Ashley Duffy, Tracie Hall, Ruth Hoch, and Andrea Stedman. Mr. Levacy presented the proclamation and thanked the team for their dedicated work. He stated provide foster care and adoption services was not an easy job, but they all do great work. Mr. Davis thanked all at JFS for their work as well.

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

On the motion of Dave Levacy and the second of Steve Davis, the Board of Commissioners voted to approve the Commissioners resolution authorizing the approval of a proclamation recognizing Friday, May 18, 2018 as Peace Officers' Memorial Day – Fairfield County Commissioners; see resolution 2018-05.15.f.

Discussion: Ms. Brown stated this was an annual proclamation that would be presented at the event on Friday.

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

On the motion of Dave Levacy and the second of Steve Davis, the Board of Commissioners voted to approve the Commissioners resolution authorizing the Fairfield County Commissioners to sign a grant agreement; see resolution 2018-05.15.g.

Discussion: Ms. Brown reiterated the grant information provided earlier in the review session. Mr. Davis added that during the public hearing a number of individuals were kind enough to share their appreciation for the work of those who worked to obtain the grant. He remembered when it was unclear who should be working on the drainage problem Mr. Upp, Mr. Ferbrache, and others stepped up to find a solution. The Commission recognizes and appreciates all the work. Mr. Levacy agreed with Mr. Davis' comments. He added that everyone involved could've let someone else figure out what to do, but they decided to figure it out themselves.

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

**Approval of the Commissioners & Community Action Resolution**

On the motion of Dave Levacy and the second of Steve Davis, the Board of Commissioners voted to approve the Commissioners & Community Action resolution approving the authorization of the release of mortgage liens for assistance provided through the FY 2014 Community Housing Impact and Preservation (CHIP) program for Jacob M. Thompson; see resolution 2018-05.15.h.

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

**Approval of the Common Pleas Court Resolution**

On the motion of Dave Levacy and the second of Steve Davis, the Board of Commissioners voted to approve the Common Pleas Court resolution approving an account to account transfer in a major object expense category; see resolution 2018-05.15.i.

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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 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:

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|--------------|--|
| 2018-05.15.j | A Resolution to Approve the Contract with BUD's, Inc. for the WAL-24, FAI-TR238-4.688 Leonard Road over a Tributary to Walnut Creek Bridge Replacement Project. [Engineer]                 |
| 2018-05.15.k | A Resolution to Approve the Notice to Commence for the WAL-24 Bridge Project [Engineer]  |
| 2018-05.15.l | A resolution to appropriate from unappropriated in a major expenditure object category County Engineer 2024-Motor Vehicle for Stoney Hill Road and Refugee Road culvert repairs [Engineer] |
| 2018-05.15.m | A Resolution to Approve the Contract Bid Award for the AMA-22, FAI-CR4-5.086 Fosnaugh School Road over a Tributary to Turkey Run Bridge Replacement Project. [Engineer]                    |
| 2018-05.15.n | A Resolution to Approve the Contract with BUD's, Inc. for the CLE-27, FAI-CR75-2.204 Oakland-Stoutsville Road over Salt Creek Bridge Replacement Project. [Engineer]                       |
| 2018-05.15.o | A Resolution to Approve the Notice to Commence for the CLE-27 Bridge Project [Engineer]  |

Discussion: Mr. Upp stated the Engineer's Office would be replacing three bridges and two culverts.

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

**Approval of the JFS Resolutions**

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

- |              |  |
|--------------|--|
| 2018-05.15.p | A resolution to approve a memo receipt and expenditure for Fairfield County Job & Family Services, Fund 2758 reimbursing Fund 2018 [JFS] |
| 2018-05.15.q | A resolution to approve a memo receipt and expenditure for Fairfield County Job & Family Services, Fund 2072 reimbursing Fund 2018 [JFS] |
| 2018-05.15.r | A resolution to approve a memo receipt and expenditure for Fairfield County Job & Family Services, Fund 2015 reimbursing Fund 2018 [JFS] |

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

**Approval of the Sheriff's Office Resolutions**

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

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- 2018-05.15.s      A resolution authorizing the approval of a service agreement by and between Fairfield County Sheriff's Office and the Pickerington Local Schools [Sheriff]
- 2018-05.15.t      A resolution authorizing the approval of a service agreement by and between Fairfield County Sheriff's Office and the Fairfield County ESC [Sheriff]
- 2018-05.15.u      A resolution authorizing the approval of a service agreement by and between Fairfield County Sheriff's Office and Canal Winchester Local Schools [Sheriff]

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

**Approval of the Regional Planning Commission Resolution**

On the motion of Dave Levacy and the second of Steve Davis, the Board of Commissioners voted to approve the Regional Planning Commission resolution to approve the Fiscal Year 0218 Community Development Block Grant Allocation Program and Critical Infrastructure (CI) Grant Program Application; see resolution 2018-05.15.v.

Discussion: Ms. Brown stated this resolution was following up to last week's public hearing and staff recommendations.

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

**Approval of the Treasurer's Office Resolution**

On the motion of Dave Levacy and the second of Steve Davis, the Board of Commissioners voted to approve the Treasurer's Office resolution to appropriate from unappropriated in a major expenditure object category Country Treasurer 1080 – Trust, Unclaimed Funds; see resolution 2018-05.15.w.

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

**Approval of the Utilities Office Resolutions**

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

- 2018-05.15.x      A resolution to appropriate from unappropriated in a major expenditure object category Utilities Fund 5841 Greenfield Township Water Fund [Utilities] [Utilities]
- 2018-05.15.y      A resolution to appropriate from unappropriated in a major expenditure object category Utilities Fund 5821 State Route 204/256. [Utilities] [Utilities]

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

Commissioner Davis stated at 10:26 a.m. that the Commission would be in recess until the 10:30 a.m. meeting with the Sheriff.

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**Meeting with Sheriff Phalen**

The Commissioners met at 10:35 a.m. with Sheriff Phalen. Commissioner Davis called the meeting to order with the following Commissioners present: Steve Davis and Dave Levacy. Also present were Carri Brown, Rachel Elsea, Staci Knisley, Sheriff Phalen, Aunie Cordle, Chief Lape, Jeff Porter, Joshua Horacek, Amy Brown-Thompson, Joshua Messerly, Todd McCullough, Jon Slater, David Miller, and Ray Stemen.

Mr. Davis thanked the Sheriff for coming and stated the meeting was regarding some transportation issues with getting prisoners to court in time. He met with Sheriff Phalen and Chief Lape a few weeks ago to discuss this and they were coming together today to discuss a solution.

Sheriff Phalen stated that with the additional responsibilities at the new facility (such as outdoor recreation) more staff is being used than originally anticipated. He also stated that in 2015 there were 520 cases with Common Pleas Court, and in 2017 that number had ballooned to 833 cases. This means more transportation is required to and from court. They have also taken on some transportation for Lancaster. They plan on adding a transportation unit and believe this can be done within the current budget.

Chief Lape added that they would be adding three new deputies by moving appropriations already allocated to the Sheriff's Office. This will allow jail deputies to focus on their jobs at the jail.

Mr. Davis replied that the board recognizes the need for adjustments to be made and recognizes this will need to be addressed in the out years, too.

Chief Lape added that they are very thankful for the new building as well as the location choice as there would be many more transportation issues if the jail was at the Liberty Center. He added that drainage does not appear to be an issue at the new jail.

Mr. Davis encouraged the Sheriff's Office to continue discussions with Ms. Brown regarding any changes to this go forward approach.

Mr. Levacy added that had the jail been at the Liberty Center the drive time to the court house would have been 24 minutes.

Chief Lape added that half a mile transport is much better than a five-mile transport.

Commissioner Davis stated at 10:45 a.m. that the Commission would be in recess.

**Review continued**

The Commissioners met at 10:57 a.m. to continue 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, Rachel Elsea, Joshua Horacek, Amy Brown-Thompson, Jeff Porter, Chief Lape, Sheriff Phalen, representatives from Clark Insurance, and representatives from CORSA.

**Executive Session – Pending Litigation**

On the motion of Steve Davis and second of Dave Levacy, the Board voted to enter into Executive Session to discuss pending litigation at 10:57 a.m.

Discussion: Commissioner Levacy stated that the following people be included in the executive session: Commissioner Davis, Commissioner Levacy, Commissioner Kiger, Carri Brown, Rachel Elsea, Joshua Horacek, Amy Brown-Thompson, Jeff Porter, Chief Lape, Sheriff Phalen, representatives from Clark Insurance, and representatives from CORSA.

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

On the motion of Steve Davis and second of Dave Levacy, the Board voted to exit Executive Session at 11:18 a.m.

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

**Review continued**

The Commissioners met at 11:18 a.m. to continue 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, Rachel Elsea, Joshua Horacek, Amy Brown-Thompson, Jeff Porter, Chief Lape, Sheriff Phalen, representatives from Clark Insurance, and representatives from CORSA.

**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 11:18 a.m.

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 Thursday, May 17, 2018 at 10:00 a.m.

Motion by:

Seconded by:


that the May 15, 2018, minutes were approved by the following vote:

YEAS:

NAYS: None

ABSTENTIONS: None

\*Approved on February 13, 2018

  
Steven A. Davis  
Commissioner

  
Dave Levacy  
Commissioner

  
Mike Kiger  
Commissioner

  
Rachel A. Elsea, Clerk