

**Regular Meeting #54 - 2014
Fairfield County Commissioners' Office
December 16, 2014**

Review

The Commissioners met at 9:00 a.m. to review legal issues and pending or future action items and correspondence. Commissioner Kiger called the meeting to order with the following Commissioners present: Steve Davis, Dave Levacy, and Mike Kiger. Also present were Carri Brown, Rachel Elsea, Staci Knisley, Jason Dolin, Michael Kaper, Jeff Barron, Jim Bahnsen, Jeff Porter, Ray Stemen, Bob Clark, Jon Kochis, Todd McCullough, Patty Bratton, Chad Reed, Lisa Notestone, Chief Perrigo, Jeremy Grant, and Vincent Harkins.

- **Legal Update**

Mr. Dolin stated the Prosecutor's Office received the Attorney General opinion for the CEM building. The responsibility for maintenance was transferred to the city when the land was annexed, yet the responsibility of the care of any veterans markers are that of the county. He suggested the county and city meet to discuss this.

Ms. Brown stated she had already scheduled a meeting with Mr. Keller, Mr. Kuhn, and Mr. Tony Shamblin on January 14th.

Mr. Davis stated it was important to remember the basis for seeking the opinion was not to determine "who should mow" the cemetery, but what the county's options were in dealing with the property. It is important that the city knows this as it was not a "set up" to leave them with the maintenance.

Mr. Dolin stated they may want to ask the City if they want the Commissioners to split the cemetery as a separate parcel.

Mr. Keller stated they had delineated the boundaries and completed various surveys to further this. The cemetery is roughly two acres. There are no corner posts or fences just yet, but that is the next step. They have also allowed for an easement to access the cemetery.

Mr. Levacy stated his discussion with the City on this topic had been limited but that they are fine with maintaining the cemetery.

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

- a. Highlights of Resolutions for the Voting Agenda

Ms. Brown reported that there were several financial transactions, such as the approvals of account to account transfers, advances, the creation of new funds in connection with the bonds to be issued in December and closed in January for enterprise funds, transactions related to the

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Engineer's projects, and appropriations for special revenue funds proposed for approval. The FOJ transfers were also proposed.

Several CHIP and CFLP, and other grant related resolutions were proposed. There were bills to approve.

A proclamation honoring Judge Chris Martin was proposed. Judge Martin has a retirement celebration scheduled December 19.

b. Public Safety Facility/Jail Update and Financing

Ms. Brown reported Rockmill Financial would be presenting information in a meeting at 10:30 a.m.

On Monday, we began selling the retail bonds through Edward Jones. There is a 2 ½ day retail order period. Following that period, there is the institutional sale period with Baird. The interest rates are not yet finally identified. Ms. Brown will be monitoring the institutional sale online.

Right now, given the favorable interest rates from the perspective of a borrower, the concept of issuing bonds in December and a note in March remains favorable. This would allow for the data from the bid opening to inform the decision.

c. 2014 Accomplishments

A summary of accomplishments and how the Commission and its departments have furthered the county mission is available for review. It has been a productive, eventful year. The department heads and administrative team members are an excellent group of dedicated public servant leaders. Ms. Brown thanked everyone for their hard work and dedication to the people of Fairfield County.

d. Holiday Open House

The review packet contained a flyer for the Holiday Open House on December 18th.

e. Special Dates

1. Swearing In Ceremony – Monday, January 12th at 11 a.m. in the Commissioners' Hearing Room
2. 2015 Calendar – The 2015 Special Dates Calendar was included in the review packet.

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Mr. Davis stated that regarding the reorganization meeting, he was flexible in terms of the President and Vice President of the Commission and would go with the flow.

- Old Business
- New Business

a. 2015 Drug Pick Ups

Ms. Brown stated she received an email from Jonathan Ferbrache suggesting SWCD and the Commissioners meet in 2015 to discuss the continuation of prescription drug pickups. Ms. Brown asked him to bring a recommendation to the Commissioners as she believed such a recommendation would be met favorably.

Mr. Levacy stated that Prevention Works had passed a motion regarding this topic earlier that morning as the DEA would be discontinuing pickup projects. SWCD has an interest as they want to keep drugs out of the waters.

- General Correspondence Received
- Calendar Review/Invitations Received
- FYI

a. Meeting with Butler County

Ms. Elsea will be doing a web demo of CRMS for Butler County as they are interested in using MAPSYS for their resolution management system. Ms. Brown thanked Ms. Elsea for her leadership and networking.

- Issues Bin
- Open Items

a. Introduction of Dog Shelter Deputies

Mr. McCullough introduced his two deputies, Jeremy Grant and Vincent Harkins. He brought them along to see how a Commissioners' meeting is conducted.

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Executive Session to discuss Security

On the Motion of Steve Davis and the second of Dave Levacy, the Board voted to enter into Executive Session regarding the potential acquisition and sale of property at 9:15 a.m.

Discussion: Commissioner Davis stated that the following be present: Commissioner Davis, Commissioner Levacy, Commissioner Kiger, Carri Brown, Rachel Elsea, Jason Dolin, Todd McCullough, Vincent Harkins, and Jeremy Grant.

Roll call on the motion as follows:

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

On the motion of Steve Davis and the second of Dave Levacy, the Board voted to exit Executive Session at 9:21 a.m.

Roll call on the motion as follows:

Voting aye thereon: Steve Davis, Dave Levacy, and Mike Kiger.

Review Continued

The Commissioners met at 9:21 a.m. to continue review legal issues and pending or future action items and correspondence. Commissioner Kiger called the meeting to order with the following Commissioners present: Steve Davis, Dave Levacy, and Mike Kiger. Also present were Carri Brown, Rachel Elsea, and Jason Dolin.

Executive Session to discuss the Potential Acquisition of Property

On the Motion of Steve Davis and the second of Dave Levacy, the Board voted to enter into Executive Session regarding the potential acquisition of property at 9:22 a.m.

Discussion: Commissioner Davis stated that the following be present: Commissioner Davis, Commissioner Levacy, Commissioner Kiger, Carri Brown, Rachel Elsea, Jason Dolin, Tony Vogel, and Dennis Keller.

Roll call on the motion as follows:

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

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

Roll call on the motion as follows:

Voting aye thereon: Steve Davis, Dave Levacy, and Mike Kiger.

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Review Continued

The Commissioners met at 9:33 a.m. to continue review legal issues and pending or future action items and correspondence. Commissioner Kiger called the meeting to order with the following Commissioners present: Steve Davis, Dave Levacy, and Mike Kiger. Also present were Carri Brown, Rachel Elsea, Jason Dolin, Dennis Keller, and Tony Vogel.

Executive Session to discuss Pending Litigation

On the Motion of Steve Davis and the second of Dave Levacy, the Board voted to enter into Executive Session regarding pending litigation at 9:33 a.m.

Discussion: Commissioner Davis stated that the following be present: Commissioner Davis, Commissioner Levacy, Commissioner Kiger, Carri Brown, and Rachel Elsea.

Roll call on the motion as follows:

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

On the motion of Steve Davis and the second of Dave Levacy, the Board voted to exit Executive Session at 9:40 a.m.

Roll call on the motion as follows:

Voting aye thereon: Steve Davis, Dave Levacy, and Mike Kiger.

Review Continued

The Commissioners met at 9:40 a.m. to continue review legal issues and pending or future action items and correspondence. Commissioner Kiger called the meeting to order with the following Commissioners present: Steve Davis, Dave Levacy, and Mike Kiger. Also present were Carri Brown, Rachel Elsea, and Staci Knisley.

Mr. Kiger reported that Mr. Levacy was approached at the township trustees meeting regarding the CFLP policy committee and that this has been addressed in the past.

Commissioner Kiger stated at 9:44 a.m. that the Commission would be in recess until the Regular Meeting.

Commissioners' Regular Meeting

A regular meeting of the Fairfield County Board of Commissioners was held on Tuesday, December 16, 2014 beginning at 10:01 a.m., with the following Commissioners present: Steve Davis, Mike Kiger, and Dave Levacy. Also present were Carri Brown, Rachel Elsea, Staci Knisley, Jeff Barron, Jim Bahnsen, Jason Dolin, Dennis Keller, Tony Vogel, Todd McCullough, Vincent Harkins, Jeremy Grant, Ray

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Stemen, Jeff Camechis, Patty Bratton, Chad Reed, Jon Kochis, Michael Kaper, Branden Meyer, Holly Mattei, and Loudon Klein.

Pledge of Allegiance

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

Announcements

Commissioner Kiger asked Ms. Elsea if there were any announcements.

Ms. Elsea stated there would be a resolution added on for the Commissioners.

Public Comments

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

Mr. Ray Stemen of 2444 West Point Road in Lancaster stated that the US Senate was still in session and Senator Reid was trying to get a gun control resolution passed. He urged people to be in touch with their representatives in Washington, D.C.

Approval of Minutes for Tuesday, December 9, 2014

On the motion of Dave Levacy and the second of Steve Davis, the Board of Commissioners voted to approve the minutes for Tuesday, December 9, 2014.

Roll call vote of the motion resulted as follows:

Voting aye thereon: Dave Levacy, Steve Davis, and 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:

- | | |
|--------------|---|
| 2014-12.16.a | A resolution to approve permission to attend conventions and meetings. [Auditor- Admin] |
| 2014-12.16.b | A resolution to authorize the establishment of new utility capital project fund and debt service fund for the County's Utilities department roadway improvements - Utilities Department [Auditor-Finance] |

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Roll call vote of the motion resulted as follows:

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

Approval of the Board of Elections' Resolutions

On the motion of Dave Levacy and the second of Steve Davis, the Board of Commissioners voted to approve the Board of Elections resolution approving an account to account transfer; see resolution 2014-12.16.c.

Roll call vote of the motion resulted as follows:

Voting aye thereon: Dave Levacy, Steve Davis, and 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:

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|--------------|---|
| 2014-12.16.d | A resolution authorizing the approval of a proclamation recognizing Judge Christopher Martin for his longtime service to Fairfield County. [Commissioners] |
| 2014-12.16.e | A resolution approving the grant award for the Older Adult Services Levy. [Commissioners] |
| 2014-12.16.f | A resolution authorizing Certification of Exempt activities for the Fairfield County PY 2014 Community Housing Impact and Preservation Program (CHIP) – Fair Housing and General Administration (S-C-14-1AV-1) funded by the Ohio Development Services Agency, Office of Community Development [Commissioners] |
| 2014-12.16.g | A resolution authorizing the Certification of Environmental Review and Request for Release of Funds and Certification for Federally Funded State Projects for the Fairfield County PY 2014 Community Housing Impact and Preservation Program (CHIP) for Home Repair (S-C-14-1AV-1), Private Owner Rehabilitation and Homeownership (B-C-14-1AV-2) . [Commissioners] |
| 2014-12.16.h | A resolution approving the grant agreement with the Ohio Development Services Agency a division of the State of Ohio & Office of Community Development (OCD), for the Low and Moderate-Income (LMI) Housing Trust Fund Community Housing Impact and Preservation (CHIP), Fiscal Year (FY) 2014 grant# S-C-14-1AV-1 – Fairfield County Commissioners [Commissioners] |

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- 2014-12.16.i A resolution to approve the Further of Justice appropriation for the County Sheriff, fund to fund transfer [Commissioners]
- 2014-12.16.j A resolution authorizing the approval of repayment of an advance to the General Fund – Fund # 2730 CDBG CHIP-FY2012 [Commissioners]
- 2014-12.16.k A resolution entering into a contract between the County and the Lancaster/Fairfield County Community Action Agency for Recycling Services for 2015. [Commissioners]
- 2014-12.16.l A resolution authorizing the approval of repayment of an advance to the General Fund – Fund # 2732 FY12 OHTF/CHIP Sub-fund #8034 [Commissioners]
- 2014-12.16.m A resolution to approve the Further of Justice appropriation for the County Prosecutor, fund to fund transfer [Commissioners]
- 2014-12.16.n A resolution authorizing the approval of repayment of an advance to the General Fund – Fund # 2731 CDBG HOME-FY2012 Sub-fund #8033 [Commissioners]
- 2014-12.16.o A resolution authorizing re-filing of Mortgage of Marlene J. Williams Carney for assistance through the FY 2012 Community Housing Impact and Preservation (CHIP) Program for Private Owner Rehabilitation. [Commissioners]
- 2014-12.16.p A resolution approving the grant agreement with the Ohio Development Services Agency a division of the State of Ohio Office of Community Development (OCD), for the Community Development Block Grant (CDBG) Program, Community Housing Impact and Preservation (CHIP) Program, Fiscal Year (FY) 2014 grant# B-C-14-1AV-1 – Fairfield County Commissioners [Commissioners]
- 2014-12.16.q A resolution approving the grant agreement with the State of Ohio, State Community Development Block Grant (CDBG) FY2014, Grant # B-F-14-1AV-1 [Commissioners]
- 2014-12.16.r A resolution approving the grant agreement with the Ohio Development Services Agency a division of the State of Ohio Office of Community Development (OCD), for the Home Investment Partnerships Program (HOME) Community Housing Impact and Preservation (CHIP), Fiscal Year (FY) 2014 grant# B-C-14-1AV-2 – Fairfield County Commissioners [Commissioners]

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Discussion: Mr. Davis stated that while everyone will have the opportunity to recognize Judge Martin later in the week, he appreciated Judge Martin's dedication to the county and the community. He recounted a story of when Judge Martin took it upon himself to raise funds to renovate the Lancaster Courtroom. He expressed his sincere admiration for Judge Martin. Mr. Levacy and Mr. Kiger agreed.

Roll call vote of the motion resulted as follows:

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

Approval of the Emergency Management Agency 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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|--------------|---|
| 2014-12.16.s | A resolution authorizing an account to account transfer in EMA Fund 2707 Emergency Management Performance Grant Fund [EMA] |
| 2014-12.16.t | A resolution to amend the certificate, update receipt line item & request for appropriations for additional unanticipated receipts for EMA fund 2707 Emergency Management Performance Grant FY13. [EMA] |

Discussion: Mr. Kochis stated the resolutions were for a change in funding for an anticipated \$15,000 grant.

Roll call vote of the motion resulted as follows:

Voting aye thereon: Dave Levacy, Steve Davis, and 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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|--------------|---|
| 2014-12.16.u | A resolution to approve the Annual County Highway System Mileage Certification for 2014. [Engineer] |
| 2014-12.16.v | A resolution to rescind resolution 2014-11.25.p to amend the certificate, update receipt line item & request for appropriations for additional unanticipated receipts of memo receipts and memo expenses for fund 3445 MAD-33 Bridge Replacement Project [Engineer] |

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| 2014-12.16.w | A resolution to amend the certificate, update receipt line item & request for appropriations for additional unanticipated receipts of memo receipts and memo expenses for fund 3445 (Julian/Strickler) [Engineer] |
| 2014-12.16.x | A resolution to amend the certificate, update receipt line item & request for appropriations for additional unanticipated receipts of memo receipts and memo expenses for fund 3445 MAD-34 Bridge Replacement Project [Engineer] |
| 2014-12.16.y | A resolution to rescind resolution 2014-10.14.f to amend the certificate, update receipt line item & request for appropriations for additional unanticipated receipts of memo receipts and memo expenses for fund 3445 (Julian/Strickler)[Engineer] |
| 2014-12.16.z | A resolution to amend the certificate, update receipt line item & request for appropriations for additional unanticipated receipts of memo receipts and memo expenses for fund 3445 HOC-26 Bridge Replacement Project [Engineer] |
| 2014-12.16.aa | A Resolution to Approve an LPA Federal Project Agreement with ODOT for a traffic safety study on Pleasantville Road. [Engineer] |
| 2014-12.16.bb | A resolution to amend the certificate, update receipt line item & request for appropriations for additional unanticipated receipts of memo receipts and memo expenses for fund 3445 (2014 Guardrail Repair/Improvement) [Engineer] |
| 2014-12.16.cc | A resolution to Approve an LPA Federal Project Agreement with ODOT for upgrading signs. [Engineer] |
| 2014-12.16.dd | A resolution to approve a Change Order for the VIO-43 Taylor Road Bridge Replacement Project. [Engineer] |

Roll call vote of the motion resulted as follows:

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

Approval of the Prosecutor's Office Resolution

On the motion of Dave Levacy and the second of Steve Davis, the Board of Commissioners voted to approve Prosecutor's Office resolution to appropriate from unappropriated in a major expenditure object category Prosecuting Attorney Victim Assistance Fund 2784 Sub-Fund 8027 Victims of Crime Act Grant 2014/15; see resolution 2014-12.16.ee

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Roll call vote of the motion resulted as follows:

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

Approval of the Regional Planning Commission's Office Resolution

On the motion of Dave Levacy and the second of Steve Davis, the Board of Commissioners voted to approve Regional Planning Commission's resolution to approve the Final Plat and Conditional Acceptance of the Meadowmoore Section 3 Phase 3 Subdivision; see resolution 2014-12.16.ff.

Discussion: Ms. Mattei thanked Mr. Vogel for his help in furthering the project. With the plat approval, there are a few tests needed that are conditions of the approval.

Roll call vote of the motion resulted as follows:

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

Approval of the Utilities' Resolution

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

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|---------------|--|
| 2014-12.16.gg | A resolution to appropriate from unappropriated in a major expenditure object category Utilities 7704 Contract Services. Utilities [Utilities] |
| 2014-12.16.hh | A resolution to authorize the establishment of new funds for the County's sanitary sewer collection, treatment and disposal system improvement Lakeside Water project and the County's water supply, treatment, storage and distribution system improvement Route 256 Utilities Department [Utilities] |

Roll call vote of the motion resulted as follows:

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

Approval of the Payment of Bills Resolution

On the motion of Dave Levacy and the second of Steve Davis, the Board of Commissioners voted to approve the Payment of Bills resolution authorizing the approval of payment of invoices for departments that need Board of Commissioners' approval; see resolution 2014-12.16.ii.

Roll call vote of the motion resulted as follows:

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

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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 Commissioners' Office resolution to approve a settlement agreement; see resolution 2014-12.16.jj.

Discussion: Mr. Davis provided a history of the litigation and settlement with Violet Township regarding the "Bed Tax" issue. While the trial court found in favor of the county, the case was still pending with the Court of Appeals. The settlement was reasonably creative and provided for an additional Sheriff's Deputy in Violet Township. This is something that the Sheriff and Commissioners had been discussing in terms of staffing when the jail is completed and the county consolidates from three facilities to one facility (in terms of attrition and adding a deputy and/or dispatcher). The settlement provides for an additional deputy which the Commissioners and Sheriff have been planning on doing when the new jail is built, as the Sheriff stated that is where they would first put another deputy. Mr. Davis noted there was no animosity and that the Commissioners were pleased to resolve this issue amicably.

Roll call vote of the motion resulted as follows:

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

Commissioner Kiger stated at 10:18 that the Commission would be in recess followed by the continuation of review.

Meeting regarding the Bond Issuance

The Commissioners met at 10:41 a.m. to discuss the bond issuance. Commissioner Kiger called the meeting to order with the following Commissioners present: Steve Davis, Dave Levacy, and Mike Kiger. Also present were Carri Brown, Rachel Elsea, David Conley, Scott Ericson, Jim Bahnsen, Ray Stemen, Jason Dolin, and by telephone, Jay German, and Mike Burns.

Mr. Conley distributed handouts (attached). He stated they would review the types of investors, historical interest rate charts, and recent comparable transactions.

Mr. German provided an update on the current conditions and stated now was the perfect time to issue bonds as the rates were as low as they have been all year. They are currently in the retail period (until 5:00 p.m. that day) and orders were at 3.82%. Tomorrow the order period will be from 9:30 a.m. to 11:00 a.m. at which point they will prepare an evaluation and make adjustments.

Mr. Davis stated the Commission was ultimately interested in the overall cost/price.

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Mr. Burns replied that all information was based on yesterday's scale and that the all-in true interest cost was 3.50%. They must keep in mind that the water and sewer bonds mature in 20 years while the jail bonds mature in 30 years.

Mr. Davis asked what is built into the 3.52% (fees, etc.).

Prior to anyone addressing that question, Mr. German provided a brief market overview (before having to leave the meeting). He stated that municipal bond rates were following the treasury curve due to the oil costs falling. Demand for muni bonds is currently really good especially for those with a Aa2 rating. Overall the market has been very sound the last few weeks and they should see a similar market the next day. There is one other Ohio issuer on Wednesday (Rocky River Schools, also rated Aa2 and issuing about \$28 million).

Mr. Davis asked if Edward Jones and Baird could purchase bonds prior to closing.

Mr. German replied that as a rule, they wait two business days to allow their customers to purchase the bonds first.

Mr. Burns reviewed the bond pricing and bond summary statistics (attached). There are three types of bonds they can sell. Baird will make roughly \$232,000. He also discussed the debt retirement fund and reviewed the bond call dates (they are suggesting 10 year call dates).

Mr. Conley stated that three things can happen on Wednesday. In a perfect world, they would sell the exact amount of bonds issued. They could also sell more bonds than issued if the demand is higher than supply (in this case, there is a possibility of lower interest rates). They could also under sell - and in that case would need to look at increasing interest rates to attract more investors.

Mr. Davis stated the current All-in TIC was 3.52%.

Mr. Burns replied that was correct.

Mr. Conley added it was a good sign if Edward Jones dropped 3 basis points as that would increase the chances that Baird would as well.

Mr. Burns stated they would like to get the bonds issued later that day but would need to wait for the retail period to close.

Mr. Conley stated that he would be aggressive with Baird if the bonds do oversell.

Ms. Brown and Mr. Conley will hold a teleconference this evening and will connect tomorrow morning.

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Commissioner Kiger stated at 12:04 that the Commission would be in recess.

Adjournment

With no further business, on the motion of Dave Levacy and a second of Steve Davis the Board of Commissioners voted to adjourn 1:07 p.m.

Roll call vote of the motion resulted as follows:

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

The next regular meeting for the Board of Commissioners is scheduled for Tuesday, January 13, 2015 at 10:00 a.m.

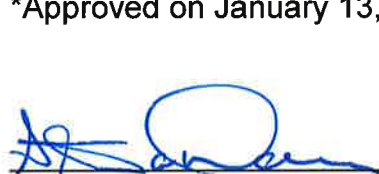
Motion by: *Mike Kiger* Seconded by: *Dave Levacy*

that the December 16, 2014, minutes were approved by the following vote:

YEAS: *Kiger, Levacy, Davis* NAYS: None

ABSTENTIONS: None

*Approved on January 13, 2015



Steven A. Davis
Commissioner



Dave Levacy
Commissioner



Mike Kiger
Commissioner



Rachel Elsea, Clerk