Review

The Commissioners met at 9:00 a.m. to review legal issues and pending or future action items and correspondence. Commissioner Levacy called the meeting to order with the following Commissioners present: Mike Kiger and Dave Levacy. Also present were Carri Brown, Rachel Elsea, Jason Dolin, Staci Knisley, Bob Clark, Jeff Barron, Aunie Cordle, Ursula Laveck, Dennis Keller, Jason Dolin, Tony Vogel, and Holly Mattei.

- Legal Update

Mr. Dolin stated that he had an update regarding the Commissioners’ ability to increase the sales tax without requiring a ballot vote. He stated this was an FYI as to the possibility of doing such to fund the jail.

ORC section 5739.26(c) allows for an additional sales tax for the general revenue fund. The increase could be up to .25%.

Mr. Dolin added that the funds could not be used for a specific facility, but could be put in the GFR and then possibly used to fund the jail. He confirmed that this would go through the same process as the other sales tax (two public hearings).

- Administration and Budget Update/Carri’s List

a. OU-L Interns beginning to work with the Communications in June.

Ms. Brown stated that Wesley Spenser would be leading the intern group to help update the website and create YouTube videos. All but one of the interns attends OU-L.

Mr. Levacy asked if the interns’ areas of study were focused on these projects.

Ms. Brown stated that they were.

b. Workers Compensation Methodology Meeting to be held at 10:30 a.m. Ms. Brown expected questions and the goal of the proposal is to maintain rates as low and possible. The meeting would have an open floor concept in which they could accept questions and offer answers. They would like to make sure everyone is comfortable with whatever method is chosen.

c. Local Government Innovation Fund Process

Ms. Brown stated this was to refresh the Commissioners regarding the process. They received LGIF grant money for AIMs and will start drawing
down funds from the Ohio Department of Development. The Commissioners will have a few documents to sign as Ms. Brown is not authorized to do so. They will then apply for a $500,000 interest free loan at the end of the year to continue the AIMs project.

Me. Levacy asked if the OU-L interns would be working on this.

Ms. Brown stated that they would not be working on that project at this time, but could in the future.

Mr. Levacy stated that he was glad they were moving forward with the website to get a better Sunshine Review grade.

- Old Business
  
  a. Village of Baltimore Water Line Project.

- New Business

- Correspondence & Documents Received

- Calendar Review/Invitations Received
  
  a. Violet Grange 9th Annual Flag Retirement Ceremony – Monday, June 10 at 7 pm – noted.

- FYI

- Issues Bin
  
  a. County Owned Parking Lot and Properties

  Mr. Levacy stated this project would take some time in negotiating a deal with the city.

b. Leadership Conference (October 17th) – Keep calendars marked.

c. Auction (October 19th) /Storage Space – Ms. Elsea to contact the Sheriff’s office to see how their list is coming.

d. MOW Contract/Levy Renewal (by August 1) – Mr. Kiger suggested the group meet again soon to discuss. Ms Brown indicated there was no expected proposed change for the ballot language; however, this is a good time to outline all of the deliverables with the current contract.
e. Vending Machines/Square 7

f. AED Machines

g. Airport Board Member

Mr. Levacy asked if there was any more interest.

Mr. Kiger stated the Mr. Kochis was interested.

Ms. Knisley stated it would help to have the new member in place in time for summer.

Mr. Kiger asked that Mr. Kochis and Mr. Fagan be brought in next week to talk to the Commissioners regarding their interest in serving on the Airport Board.

h. CFLP Grant

Ms. Brown stated that she would stay in touch with Patty Bratton to see if Fairfield County could qualify for a grant and if so what the process would be. It is thought that this grant would be open for applications in July.

**Executive Session to discuss Pending Litigation**

On the motion of Dave Levacy and second of Mike Kiger, the Board voted to enter into Executive Session to discuss Pending Litigation at 9:18 a.m.

Discussion: Commissioner Levacy stated that the following be present: Commissioner Davis, Commissioner Levacy and Commissioner Kiger, Carri Brown, Rachel Elsea, Holly Mattei, Tony Vogel, Bob Clark, and Jason Dolin.

Roll call on the motion as follows:  
Voting aye thereon: Dave Levacy and Mike Kiger

On the motion of Dave Levacy and the second of Mike Kiger, the Board voted to exit Executive Session at 9:50 a.m.

Roll call on the motion as follows:  
Voting aye thereon: Dave Levacy and Mike Kiger

Mr. Levacy stated that the Commission would be in recess until the 10:00 a.m. regular meeting.
Commissioners’ Regular Meeting

A regular meeting of the Fairfield County Board of Commissioners was held on Tuesday, May 28, 2013 beginning at 10:00 a.m., with the following Commissioners present: Mike Kiger and Dave Levacy. Also present were Jason Dolin, Carri Brown, Rachel Elsea, Staci Knisley, Jeremiah Upp, Holly Mattei, Ritta Seitz, Ursula Laveck, Aunie Cordle, Ed Laramee, Jeff Barron, Dennis Keller, Tony Vogel, Mike Orlando, Kathleen Young, Bob Clark, and Jon Slater.

Pledge of Allegiance

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

Announcements

Commissioner Levacy asked Ms. Elsea if there were any announcements. Ms. Elsea stated that there would be three resolutions added on from the Fairfield-Hocking Major Crimes Unit and Utilities Department.

Public Comment

Commissioner Levacy asked if anyone from the public who would like to speak or offer comments. No public comments were made.

Approval of Minutes for Thursday, May 23, 2013.

On the motion of Mike Kiger and second of Dave Levacy, the Board of Commissioners voted to approve the Minutes for Thursday, May 23, 2013.

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

Approval of the Commissioners’ Office Resolutions

On the motion of Mike Kiger and second of Dave Levacy, the Board of Commissioners voted to approve the Commissioners’ Office resolution approving account to account transfers into major expense categories – Fairfield County Commissioners Fund# 2453 Sanction Costs; see resolution 2013-05.28.a.

Roll call vote of the motion resulted as follows:
Voting aye thereon: Mike Kiger and Dave Levacy
Approval of the Board of Developmental Disabilities Resolutions

On the motion of Mike Kiger and second of Dave Levacy, the Board of Commissioners voted to approve the following Board of Developmental Disabilities resolutions:

2013-05.28.b A resolution to appropriate from unappropriated in a major expenditure object category (Fairfield County Board of DD) (Fund 2060 FCBDD) [Board of Developmental Disabilities]

2013-05.28.c A resolution to appropriate from unappropriated in a major expenditure object category (Fairfield County Board of DD) (Fund 2060 FCBDD) [Board of Developmental Disabilities]

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

Approval of the Emergency Management Agency’s Resolution

On the motion of Mike Kiger and second of Dave Levacy, the Board of Commissioners voted to approve the following Emergency Management Agency’s resolutions:

2013-05.28.d A resolution authorizing the reduction in major expenditure object category appropriations for EMA Fund 2093 Special Operations Fund. [EMA]

2013-05.28.e A resolution authorizing the reduction in major expenditure object category appropriations for EMA Fund 2707 Emergency Management Performance Grant Fund. [EMA]

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

Approval of the Engineer’s Office Resolutions

On the motion of Mike Kiger and second of Dave Levacy, the Board of Commissioners voted to approve the following Engineer’s office resolutions:

2013-05.28.f A Resolution to Approve the Contract with BUD’s, Inc. for the FAI-CR55-5.886 Hamburg Road Drainage Improvement Project. [Engineer]

2013-05.28.g A resolution to amend the certificate, conversion of prior year 2012 encumbrance to current year appropriation, reduce current year appropriations engineer’s 2024-Motor Vehicle fund for work done
2013-05.28.h A Resolution to Approve the Contract Bid Award for the FAI-CR31/55/56/64/75 2013 Resurfacing Project. [Engineer]

2013-05.28.i A Resolution to Approve the Notice to Commence [Engineer]

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

**Approval of the Juvenile/Probate Court Resolutions**

On the motion of Mike Kiger and second of Dave Levacy, the Board of Commissioners voted to approve the Juvenile/Probate Court’s resolution authorizing the Approval of the 2014 FY Grant Agreement with the Ohio Department of Youth Services; see resolution 2013-05.28.j.

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

**Approval of the Fairfield-Hocking Major Crimes Unit’s Resolutions**

On the motion of Mike Kiger and second of Dave Levacy, the Board of Commissioners voted to approve the following Fairfield-Hocking Major Crimes Unit’s resolutions:

2013-05.28.k A resolution authorizing the approval of repayment of an advance to the Federal Seizures Fund 7619 [Prosecutor- Major Crimes Unit]

2013-05.28.l A resolution authorizing the approval of advance from the Federal Seizures Fund 7619 to the 2013 OCJS Grant Fund 2764 [Prosecutor- Major Crimes Unit]

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

**Approval of the Prosecutor – Victim/Witness Division Resolution**

On the motion of Mike Kiger and second of Dave Levacy, the Board of Commissioners voted to approve the Prosecutor – Victim/Witness Division’s resolution authorizing the approval of Change of Due Date for repayment of an advance to the General Fund from 2784 Victims of Crime Act Grant – VOCA 2011/2012; see resolution 2013-05.28.m.

Roll call vote of the motion resulted as follows:
Voting aye thereon: Mike Kiger and Dave Levacy
Approval of the Recorder’s Office Resolution

On the motion of Mike Kiger and second of Dave Levacy, the Board of Commissioners voted to approve the Recorder’s Office resolution approving an account to account transfer for a major expense object category; see resolution 2013-05.28.n.

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

Approval of the Utilities Department’s Resolution

On the motion of Mike Kiger and second of Dave Levacy, the Board of Commissioners voted to approve the Utilities Department’s resolution to approve the Fiscal Year 2013 Community Development Block Grant Allocation Program; see resolution 2013-05.28.o.

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

Approval of the Utilities Department’s Resolution

On the motion of Mike Kiger and second of Dave Levacy, the Board of Commissioners voted to approve the following Utilities Department resolutions:

2013-05.28.p A resolution to appropriate from unappropriated in an expenditure object category Utilities Fund 5044 Utilities Sewer Fund and transfer to Sewer Refunder Bond Fund 5562 [Utilities]

2013-05.28.q A resolution to approve the appointment of Kyle O’Hare as Operator-in-Training, Bret Lovas as Collection/Distribution Worker 1 and Dan Finck as Collection/Distribution Worker 2 at Fairfield County Utilities.

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

Approval of the Payment of Bills Resolutions

On the motion of Mike Kiger and second of Dave Levacy, the Board of Commissioners voted to approve the following Payment of Bills resolutions:

2013-05.28.r A resolution to approve the payment of a vouchers without appropriate carry-over purchase orders for all Departments that are approved by the Commissioners [Auditor- Finance]
A resolution authorizing the approval of payment of invoices for departments that need Board of Commissioners’ approval [Commissioners]

A resolution approving the debt service payments for wire date of May 31, 2013

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

Ms. Elsea announced that the next regular scheduled meeting for the Board of Commissioners will be Tuesday, June 4, 2013 at 10:00 a.m.

Commissioner Levacy announced at 10:10 a.m. that a ten minute recess will be held followed by an Executive Session to discuss Personnel in Commissioner Kiger’s Office.

Review Continued

The Commissioners met at 10:19 a.m. to continue review legal issues and pending or future action items and correspondence. Commissioner Levacy called the meeting to order with the following Commissioners present: Mike Kiger and Dave Levacy. Also present were Carri Brown, Rachel Elsea, Jason Dolin, Staci Knisley, Bob Clark, Kathleen Young, Jeremiah Upp, Jon Slater, Jeff Barron, Ed Laramee, Annie Cordle, Tony Vogel, and Dennis Keller.

Mr. Levacy asked Ms. Brown if there were any other issues to discuss.

Ms. Brown stated that she has received great feedback from the Elected Official/Department Head Roundtable for its content and follow-up communications that Ms. Elsea sent to everyone.

Mr. Levacy asked if Ms. Elsea had anything.

Ms. Elsea stated she did not.

Commissioner Levacy announced at 10:21 a.m. that the Commission would be in recess until the 10:30 BWC Methodology Meeting in the Commissioners’ Hearing Room.

BWC Methodology Meeting

The Commissioners met at 10:30 a.m. to discuss the proposed BWC Methodology. Commissioner Levacy called the meeting to order with the following Commissioners present: Mike Kiger and Dave Levacy. Also present were Carri Brown, Rachel Elsea, Jason Dolin, Staci Knisley, Jeremiah Upp, Kathleen Young, Bob Clark, Holly Mattei,
Lisa Notestone, Dennis Keller, Aunie Cordle, Jon Slater, Ed Laramee, David Miller, Sherry Smart, Cindy Hillberry, and Jeff Camechis.

The purpose of the meeting was to gather input and feedback relating to a proposed methodology for BWC refunds, with the goal of keeping rates as low as possible and implementing the safety and claims management plan efficiently.

Questions and Discussion

Are there legal issues with not returning the portion paid by the Engineer to Motor Vehicle Funds?

(Similarly, are there issues relating to DD or other special revenue funds?)

Discussion: ORC 4123.41(c) gives the Commissioners authority to charge-back workers compensation premiums to all funds. All direct costs are not being charged at this time to the funds, and by analogy the thought was that the refund could cover costs or portions of costs not being charged at this point in time. However, there are remaining questions about the proper way to charge special revenue funds. The group decided to create a small working group to draft a letter to the Attorney General for an opinion.

What is the advantage to use this proposed methodology, as opposed to returning the money where it came from and then charging the departments for those costs?

Discussion: Even with a spreadsheet of reconciliation, there were thoughts that reconciliation against a refund with a spreadsheet would be a more efficient way to charge costs, without requiring an additional payment on behalf of departments. There are other possibilities or methods of charging direct costs.

Once there is a letter drafted for the Attorney General and a response, we can revisit the issue. There is nothing before the Board of Commissioners at this point, and the original packet was in draft form, as a basis for discussion.

Next step: An appointment will be sent to work group members to draft a letter to the Attorney General. An announcement will be sent to all elected officials and department heads so that if others want to join in on the discussion they can do so.

Adjournment

With no further business, on the motion of Mike Kiger and a second of Dave Levacy the Board of Commissioners voted to adjourn 11:15 a.m.

Roll call vote of the motion resulted as follows:
Voting aye thereon: Mike Kiger and Dave Levacy
The next regular meeting for the Board of Commissioners is scheduled for Tuesday, June 4, 2013 at 10:00 a.m., with review session at 9:00 a.m. on the same day.

Motion by: Seconded by:

that the May 28, 2013, minutes were approved by the following vote:

YEAS: NAYS: None

ABSTENTIONS: None

*Approved on June 4, 2013

Steven A. Davis Dave Levacy Mike Kiger
Commissioner Commissioner Commissioner

Rachel Elsea, Clerk