

Regular Meeting #28 - 2014
Fairfield County Commissioners' Office
July 1, 2014

Public Viewing – Rainbow Drive

The Commissioners met at 9:00 a.m. view a culvert on Rainbow Drive. Commissioner Kiger called the meeting to order with the following Commissioners present: Steve Davis, Mike Kiger and Dave Levacy. Also present were Jeremiah Upp, Jeff Baird, Rayna Moellendick, Kevin Horn, and Joseph Kemmerer.

The Commissioners viewed the culvert on Rainbow Drive.

Review

The Commissioners met at 9:26 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, Mike Kiger and Dave Levacy. Also present were Rachel Elsea, Jason Dolin, Todd McCullough, Ray Stemen, Mary Beth Lane, Jeff Barron, Jon Slater, Jeff Porter, Jim Bahnsen, Ed Laramie, Tony Vogel, Staci Knisley, and Branden Meyer.

- Legal Update

Mr. Dolin stated that the Prosecutor's Office had received a response from the AG acknowledging receipt of the opinion request. They did not give a response timeline, but Mr. Dolin anticipates it will be 90 days. Additionally, Mr. Dolin stated that he had sent the Commissioners a copy of the Special Audit on Monday.

- Administration and Budget Updates/Carri's List

- a. Tax budget for 2015 Filed

Ms. Elsea reported that on Thursday, June 26, the tax budget was filed with the County Auditor. An initial review of the data shows general fund projected expenditures to exceed the target by more than \$1 million. However, this is very early in the process, and there are multiple changes expected as more information is learned during the year. One major factor to watch is the expense of health insurance. Presently, an increase of 8% over the prior year is projected. Prior to the budget hearings with the Commissioners, detailed information for each department will be provided to the Board of Commissioners. A public hearing regarding the tax budget is scheduled July 9th at 9 am in the Commissioners' Hearing Room.

- b. Jail Project

Ms. Elsea stated that last week; the November 20 and 21 dates were discussed as dates to save for a bond rating presentation in New York.

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She contacted CFLP and Community Action to alert these groups of the dates, given conflicts with meetings. On June 25, Carri Brown emailed Jon Slater and Jim Bahnsen to save the dates.

c. Highlight of Resolutions

Ms. Elsea reported that a resolution for the Spring Creek Reaffirmation would be on for that morning. It had not changed from the draft presented last week.

- Old Business

- a. Plum/Coonpath Road Connector

Ms. Elsea reported there was a letter to Mayor Drobina to sign in response to her letter reviewed last week. While there is support for the connector road, funding continues to be a hurdle. Typically, such projects are related to a development. One encouraging fact for Mayor Drobina is that the connector road is part of the County Thoroughfare Plan.

- New Business

Mr. Davis stated at some point in the morning he would need an executive session to discuss pending litigation.

- General Correspondence Received

- a. District 17 Natural Resources Assistance Council Nominations (sent to SWCD)

- b. Fairfield County Probate and Juvenile Court Annual Report for 2013 (on file)

- c. Treasurer's Inventory & Portfolio Report – May 2014

- Calendar Review/Invitations Received

- a. Ohio Historical Marker Dedication for The John Bright Bridge No. 2 – Friday, July 11th at 5:00 p.m. with picnic to follow

- FYI

- a. Board of Elections seminar rescheduled from June 26th to September 2nd.

- Issues Bin

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a. Airport Board Vacancy

Ms. Elsea reported that one resume had been received from Mr. Michael Kaper and that he would be in at 11:30 a.m. for an interview.

b. US EPA Rules

Mr. Vogel and Carri Brown are reviewing the proposed rules to develop a recommendation regarding the CCAO suggested resolution. Comments to the US EPA are due in October.

c. COAAA Vacancy

Ms. Elsea reported she had received interest from eight individuals and would be accepting resumes through the end of the week.

- Open Items

a. 2015 Fairfield County CAFR

Mr. Slater presented the Commissioners with copies of the 2015 CAFR. He added that he was very proud of the report and the staff. He asked that the Commissioners let him know if they have any questions.

Mr. Levacy commented that the report was well put together.

Mr. Slater replied that he really appreciated the staff's hard work.

b. Special Audit Report – Clerk of Courts

Mr. Davis asked Mr. Dolin what the next steps should be.

Mr. Dolin advised that the hold tight until the end of the trial and that bond companies can be notified of a potential claim.

Mr. Davis asked who would put the bond companies on notice.

Ms. Elsea stated that she would.

Executive Session to discuss 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 9:38 a.m.

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Discussion: Commissioner Davis stated that the following be present: Commissioner Davis, Commissioner Levacy and 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 second of Dave Levacy, the Board voted to exit Executive Session at 9:43 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 9:43 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, Mike Kiger and Dave Levacy. Also present was Rachel Elsea.

Commissioner Kiger stated at 9:43 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, July 1, 2014 beginning at 10:04 a.m., with the following Commissioners present: Steve Davis, Mike Kiger and Dave Levacy. Also present were Rachel Elsea, Jason Dolin, Jeremiah Upp, Jeff Porter, Jim Bahnsen, Ray Stemen, Jeff Barron, Todd McCullough, Jon Kochis, Ed Laramée, Jon Slater, Staci Knisley, Branden Meyer, Dennis Keller, Holly Mattei, and Bob Clark.

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 that there were no announcements.

Public Comment

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

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Mr. Ray Stemen of 2444 West Point Road in Lancaster stated that as a result of the White House's executive order on Monday everyone should contact their representatives and senators to let them know they do not want rules made without Congressional approval.

Approval of Minutes for Tuesday, June 24, 2014

On the motion of Dave Levacy and the second of Steve Davis, the Board of Commissioners voted to approve the Minutes for Tuesday, June 24, 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:

- | | |
|--------------|---|
| 2014-07.01.a | A Resolution to approve to rescind Resolution # 2014-06.24.x resolution to amend the certificate and request for appropriations for additional unanticipated receipts for Utilities Special Revenue Fund 7814. [Auditor- Finance] |
| 2014-07.01.b | A resolution to approve allocation of BWC Specialist direct administrative cost as a memo expenditure for various funds [Auditor- Payroll] |
| 2014-07.01.c | A resolution to approve a refund as a memo expenditure for fund #7428 [Auditor- Payroll] |

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:

- | | |
|--------------|--|
| 2014-07.01.d | A resolution to approve an Award of Bid to Darby Creek Excavating, Inc. for the Village of Carroll Park Street Project, CDBG Formula FY2013 grant – Fairfield County Commissioners [Commissioners] |
|--------------|--|

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- 2014-07.01.e A resolution to ratify the approval of a cash advance from the General Fund to the Alternative School Fund #2377 – Fairfield County Juvenile Court. [Commissioners]
- 2014-07.01.f A resolution to appropriate from unappropriated into major expenditure object categories & account to account transfer into a major expenditure object categories for the Fairfield County Human Resources Department & Fairfield County Commissioners' Office, Fund # 1001 [Commissioners]
- 2014-07.01.g A resolution approving an account to account transfers into major expense categories - Fairfield County Commissioners [Commissioners]
- 2014-07.01.h A resolution authorizing a fund to fund transfer for Fairfield County Job and Family Services –3rd Quarter 2014 Allocation - Fairfield County Commissioners [Commissioners]
- 2014-07.01.i A resolution authorizing a fund to fund transfer for the 3rd Quarter 2014 Allocation for the Multi County Juvenile Detention Center (MCJDC) -Fairfield County Commissioners [Commissioners]
- 2014-07.01.j A resolution authorizing the approval of a request for payment and status of funds report–FY2012 Home Funds – Drawdown for \$5,180 [Commissioners]
- 2014-07.01.k A resolution to approve the Dog Warden/Adoption Center Director to enter into an agreement. [Commissioners]
- 2014-07.01.l A resolution authorizing the approval of a request for payment and status of funds report – FY2012 CDBG Formula/Neighborhood Revitalization Program (NRP) funds - \$ 5,016 [Commissioners]
- 2014-07.01.m A resolution authorizing the County Auditor to assess and place on the tax duplicate delinquent sewer rentals for the Buckeye Lake Sewer System for the dates of March 15, 2014 through April 15, 2014 [Commissioners]

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's Resolution

On the motion of Dave Levacy and the second of Steve Davis, the Board of Commissioners voted to approve the Emergency Management Agency's resolution

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authorizing the approval of repayment of an advance to the General Fund from EMA 2763 (subfund 8061) EMPG Special Projects Grant Fund – Buckeye Lake Siren Project; see resolution 2014-07.01.n.

Discussion: Mr. Kochis reported that this was a repayment of an advance and that the project was now complete with Monday having been the first day the system was fully operational. Mr. Levacy stated they did a great job. Mr. Kiger asked if there was a different siren for a dam failure. Mr. Kochis stated that there was and that the website had the different sounds in case anyone wanted to hear them.

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:

- | | |
|--------------|---|
| 2014-07.01.o | A Resolution to Approve the Contract with The Shelly Company for the FAI-CR71-0.93 Julian/Strickler Intersection Improvement Project. [Engineer] |
| 2014-07.01.p | 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] |
| 2014-07.01.q | A Resolution to Approve Advertising for the 2014 Pavement Markings Project (Item 642). [Engineer] |
| 2014-07.01.r | A Resolution to Approve the Notice to Commence [Engineer] |
| 2014-07.01.s | A resolution to create an All-Way STOP (3-Way) at the Intersection of Winchester Road (CR23) and Lithopolis-Winchester Road (CR6). [Engineer] |
| 2014-07.01.t | A Resolution to Declare the GRE-37 Pleasantville Road Bridge Replacement Project a Necessity. [Engineer] |

Discussion: Mr. Davis asked where the signs would be located. Mr. Upp stated they would at the intersection of Lithopolis-Winchester Road and Winchester Road. This is right near the county line. Franklin County has assumed responsibility of the bridge and in their recent construction created a site obstruction resulting in the need for a three-way stop. Mr. Kiger asked Mr. Upp to overview the process for getting a stop sign. Mr. Upp stated he would get him that information.

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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 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:

- 2014-07.01.u A resolution regarding approval of a Contract Amendment by and between Fairfield County Job & Family Services (FCJFS), and Synergy Family Foster Care, Inc. [JFS]
- 2014-07.01.v A resolution regarding approval of a Contract Amendment by and between Fairfield County Job & Family Services (FCJFS), and Fox Run – The Center for Children & Adolescents [JFS]

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 Resolutions

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

- 2014-07.01.w A resolution to reaffirm the establishment of a Drainage Maintenance District for the Spring Creek Subdivision, Section 1, 2, and 3 (Northerly Drainage Area) [Regional Planning Commission]
- 2014-07.01.x A resolution to approve the Dunkle Subdivision Final Plat Including A Replat of Part of Lot 1 and All of Lots 2, 3, & 4, Block 10, All of Lots 1,2,3, & 4, Block 11, Vacating All of North St. and Part of German St., Harrison St., Stops Lane and Sugar Alley [Regional Planning Commission]

Roll call vote of the motion resulted as follows:

Voting aye thereon: Dave Levacy, Steve Davis, and 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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- 2014-07.01.y A resolution to appropriate from unappropriated in a major expenditure object category Sheriff's Office Fund 1001 General Fund. [Sheriff]
- 2014-07.01.x A resolution to approve the purchasing of a gun by a retiring officer. [Sheriff]

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 following Payment of Bills resolutions:

- 2014-07.01.aa 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]
- 2014-07.01.bb A resolution authorizing the approval of payment of invoices for departments that need Board of Commissioners' approval [Commissioners]

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

Ms. Elsea announced that the next regular scheduled meeting for the Board of Commissioners will be Tuesday, July 8, 2014 at 10:00 a.m.

Commissioner Kiger stated at 10:09 a.m. that the Commission would take a short recess followed by the 10:30 a.m. meeting with Mr. Smith.

Meeting with Chad Smith – Representative from Senator Brown's Office

The Commissioners met with Mr. Chad Smith at 10:27 a.m. Commissioner Kiger called the meeting to order with the following Commissioners present: Steve Davis, Mike Kiger and Dave Levacy. Also present were Rachel Elsea, Jason Dolin, Bob Clark, Dennis Keller, Ray Stemen, Jeff Barron, Chad Smith, Jim Bahnsen, and Jon Slater.

Mr. Smith stated he was the Central Ohio Regional Representative for Senator Sherrod Brown. They are currently focusing on the Anchor Hocking issue as well as education outreach for USDA grants and SBA loans. He added that they have representatives who can present information on these grants and loans if there is any interested in holding and information session. He added that Senator Brown would be making a call

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to Anchor Hocking's private equity firm later that day and that the outlook is more optimistic than it had been.

In the long term, Senator Brown has introduced legislations that would help communities such as Lancaster, when an event, such as Anchor Hocking, happens. The legislation helps companies invest in those communities that experience major job loss. It will act as a stop gap of sorts.

Mr. Davis stated that Anchor was concerned about energy costs and added that they needed to be able to get energy cheaper or they would not be able to survive.

Mr. Smith stated that Senator Brown's office wants to meet with Anchor to discuss their specific regulatory concerns, such as the cost of energy.

Mr. Levacy stated it was interested that natural gas prices have increased so much.

Mr. Smith stated that Senator Brown was doing research in the stat to see why that was.

Mr. Levacy stated he met with a representative from Senator Portman's office regarding the algae blooms in area lakes. They are requesting direct funding as opposed to funding funneled through the EPA as the EPA funding puts constraints on the moneys to be used. The EPA is looking at runoff as the main issue, but needs to look at the bigger picture.

Mr. Smith stated they would look into that.

Mr. Kiger asked if the pipeline coming in from Canada would impact Anchor Hocking.

Mr. Smith stated that he was not sure what impact the Keystone pipeline, an oil pipeline, would have and that he would check on Senator Brown's position on the pipeline.

Commissioner Kiger stated at 10:37 a.m. that the Commission would be in recess until the 11:00 a.m. Public Hearing.

Public Hearing – Rainbow Drive

The Commissioners met at 11:05 a.m. for a public hearing regarding Rainbow Drive. Commissioner Levacy called the meeting to order with the following Commissioners present: Steve Davis, Dave Levacy, and Mike Kiger. Also present were Rachel Elsea, Jeremiah Upp, Jeff Baird, Rayna Moellendick, and Ray Stemen.

Mr. Upp stated the project would be to replace a culvert near 744 Rainbow Drive. This project is in conjunction with Pleasant Township. They are currently in the process of acquiring right of way. As soon as that is completed they will replace the culvert.

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With no additional comments or questions, the hearing was closed at 11:07 a.m.

Commissioner Kiger stated the Commission would be in recess until the 11:30 a.m. meeting with Mr. Kaper.

Meeting with Michael Kaper

The Commissioners met with Mr. Michael Kaper at 11:24 a.m. Commissioner Kiger called the meeting to order with the following Commissioners present: Steve Davis, Mike Kiger and Dave Levacy. Also present were Rachel Elsea, Ray Stemen, and Michael Kaper.

Mr. Kiger asked Mr. Kaper to provide some information about himself and his interest in serving on the airport board.

Mr. Kaper stated that he had heard about the vacancy through the Prosecutor's Office. Mr. Kaper has an interest in aviation and a degree in aviation management from Ohio State. He graduated from law school and had worked at the Ohio Department of Insurance before joining Wasterstrom. He is a lifelong resident of Fairfield County and currently resides in Baltimore. He views the board vacancy as an opportunity to serve the county.

Mr. Kiger stated that the board meets on the second Monday of each month and asked if Mr. Kaper would have the time to serve on airport board committees.

Mr. Kaper stated that he would.

Mr. Davis stated he appreciated Mr. Kaper's interest.

Mr. Levacy stated that the board has some challenges and added that he took appreciated his interest.

Review Continued

The Commissioners met at 11:36 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, Mike Kiger and Dave Levacy. Also present was Rachel Elsea.

Ms. Elsea stated that she received an email from Ballotpedia and Fairfield County received an A+ grade on their website.

Mr. Kiger stated he forwarded correspondence he received regarding the jail to the Commissioners.

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Adjournment

With no further business, on the motion of Dave Levacy and a second of Steve Davis the Board of Commissioners voted to adjourn 11:40 a.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, July 8, 2014 at 10:00 a.m.

Motion by: _____ Seconded by: _____

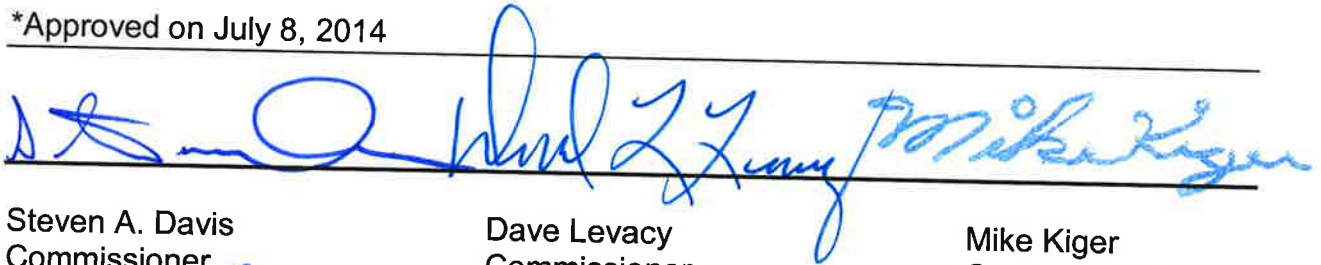
that the July 1, 2014, minutes were approved by the following vote:

YEAS:

NAYS: None

ABSTENTIONS: None

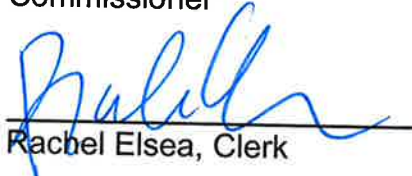
*Approved on July 8, 2014



Steven A. Davis
Commissioner

Dave Levacy
Commissioner

Mike Kiger
Commissioner


Rachel Elsea, Clerk