

**MONDAY, SEPTEMBER 10, 2007**  
**OFFICE OF THE BOARD OF COMMISSIONERS**  
**PICKAWAY COUNTY, OHIO**

The Pickaway County Board of Commissioners met in Regular Session in their office located at 139 West Franklin Street, Circleville, Ohio on Monday, September 10, 2007, with the following members present: Mr. Glenn D. Reeser; Mr. Jay H. Wippel; and Mrs. Ula Jean Metzler. County Administrator, Dan Bradhurst, was also in attendance.

Mr. Wippel offered the motion, seconded by Mrs. Metzler to approve the minutes from the previous meeting.

Voting on the motion was as follows: Mr. Reeser, yes; Mr. Wippel, yes; Mrs. Metzler, yes. Voting No: None. Motion carried.

Attest: Patricia Webb, Clerk

**In the Matter of  
Payment of Bills:**

Mr. Wippel offered the motion, seconded by Mrs. Metzler to adopt the following Resolution:

BE IT RESOLVED, that the bills have been found to be properly filed and their respective vouchers shall be cross-referenced to the approving pages dated September 7, 2007, in the Commissioners' Voucher Register, and

BE IT FURTHER RESOLVED, that the Board of Pickaway County Commissioners orders the Auditor of Pickaway County, Ohio to draw her warrant on this entry in the amount of \$231,987.47 on the County Treasurer to satisfy the same.

Voting on the motion was as follows: Mrs. Metzler, yes; Mr. Reeser, yes; Mr. Wippel, yes. Voting No: None. Motion carried.

Attest: Patricia Webb, Clerk

**In the Matter of  
Meeting with County Maintenance  
Supervisor Regarding Parking Lot Project:**

Dave Conrad, Maintenance Supervisor, met with the Commissioners to discuss the configuration of the lines to be painted for the parking spaces after the new county employee parking lot project is completed. Stenciling will be done by the Maintenance Department specifying designated parking spaces for elected officials, etc. following the completion of the project as well. Discussion was also held regarding rebuilding of the Courthouse parking lot, after which it was decided that Mr. Conrad will obtain quotes for the sealing and re-striping of the lot.

**In the Matter of  
Travel Authorizations Signed for  
Job & Family Services:**

The Commissioners signed a Travel Authorization for numerous Job & Family Services employees to attend various training sessions and/or meetings to be held throughout the month of September 2007, at a total probable cost of \$121.02.

**In the Matter of  
Annual Sewer Assessment Resolution Adopted:**

Mr. Reeser offered the motion, seconded by Mrs. Metzler to adopt the following Resolution:

BE IT RESOLVED, that the Board of Commissioners, Pickaway County, Ohio, do hereby certify to the Pickaway County Auditor, Melissa Betz, that as of the 10<sup>th</sup> day of September, 2007, there is a list of people that are delinquent at least 60 days of their sewage payments, and

BE IT FURTHER RESOLVED that the Board of Commissioners requests Auditor Melissa Betz to place the assessments on the respective tax duplicates to be collected in the same manner as all other assessments.

Voting on the motion was as follows: Mrs. Metzler, yes; Mr. Reeser, yes; Mr. Wippel, absent. Voting No: None. Motion carried.

Attest: Patricia Webb, Clerk

A copy of the list of property owners is on file in the County Commissioners and County Sanitary Engineer offices.

**In the Matter of Resolution Adopted  
Approving Special Assessments Related to  
Greenbriar Ditch Extension 1 Construction Note:**

Mr. Wippel offered the motion, seconded by Mrs. Metzler to approve the following Resolution:

BE IT RESOLVED, that the Board of Commissioners, Pickaway County, Ohio, does hereby certify to the Pickaway County Auditor, Melissa Betz, that as of the 10<sup>th</sup> day of September 2007, the attached list of the following landowners are to be assessed 2007 special assessments on their tax duplicates for the Greenbriar Ditch Extension 1 Construction Loan, and

BE IT FURTHER RESOLVED that the Board of Commissioners, Pickaway County, Ohio, requests Pickaway County Auditor Melissa Betz to place the assessments on the respective tax duplicates to be collected in the same manner as all other assessments.

Voting on the motion was as follows: Mrs. Metzler, yes; Mr. Reeser, yes; Mr. Wippel, yes. Voting No: None. Motion carried.

Attest: Patricia Webb, Clerk

A copy of the list of property owners is on file in the County Commissioners, County Engineer, and County Auditor offices.

**In the Matter of  
Re-appointment of Randy Cotner to  
Berger Health System Board of Governors:**

Mr. Wippel offered the motion, seconded by Mrs. Metzler to reappoint **Randy Cotner, 7180 Madison Walnut Road, Ashville, Ohio 43103**, to a four-year term on the Berger Health Systems Board of Governors, effective November 18, 2007. Mr. Cotner's new term will expire on November 17, 2011.

Voting on the motion was as follows: Mr. Reeser, yes; Mr. Wippel, yes; Mrs. Metzler, yes. Voting No: None. Motion carried.

Attest: Patricia Webb, Clerk

**In the Matter of  
Resolution Adopted for the Restriction of  
Engine Braking on County Roads:**

Robert E. Parker, Pickaway County Engineer, along with Anthony Neff and Chris Mullins, Assistant Engineers, met with the Commissioners to obtain their authorization for the enactment of legislation restricting engine braking on county roads.

Mr. Parker explained that his department has been receiving numerous complaints from homeowners on London Road, east and west of the Westfall Aggregate & Materials entrance, due to the gravel and asphalt trucks traveling the road.

At the conclusion of the discussion regarding the request, Mrs. Metzler offered the motion, seconded by Mr. Wippel to adopt the following Resolution:

WHEREAS, an engine brake is a device used on vehicles, principally large trucks, that changes the timing of the exhaust valves to slow the vehicle, and

WHEREAS, the engine brake is used instead of, or in addition to, the friction brakes and produces an audible “popping noise” that is sometimes perceived as objectionable, then

BE IT RESOLVED that pursuant to Ohio Revised Code §4513.22, the Pickaway County Board of Commissioners hereby enact a regulation prohibiting the use of engine brakes on vehicles traveling on county roads within the unincorporated area of Pickaway County, and

BE IT FURTHER RESOLVED that the Pickaway County Board of Commissioner hereby authorizes the Pickaway County Engineer to post signs at locations on county roads that he deems necessary for the enactment of this regulation.

Voting on the motion was as follows: Mr. Reeser, yes; Mr. Wippel, yes; Mrs. Metzler, yes. Voting No: None. Motion carried.

Attest: Patricia Webb, Clerk

#### **In the Matter of Review of Pickaway County Quarterly Investment Report:**

Dennis Yacobozzi of United American Capital met with the Commissioners to review the Pickaway County Quarterly Investment Report for the period of April 1, 2007, through June 30, 2007. Pickaway County Treasurer, Ellery Elick, and Pickaway County Auditor, Melissa Betz, were also in attendance.

Following a brief overview of the current status of the stock market and national economy, Mr. Yacobozzi reviewed the county’s portfolio inventory; transactions; income; portfolio summary, and market analysis.

Copies of the report are on file in the Pickaway County Commissioners, Treasurer, and Auditor offices.

Mr. Elick provided the Commissioners a spreadsheet for their review reflecting \$1,003,160.94 collected in delinquent real and property taxes as of September 6, 2007.

#### **In the Matter of United Way Resolution Adopted:**

Mr. Wippel offered the motion, seconded by Mrs. Metzler to adopt the following Resolution:

WHEREAS, the United Way of Pickway County improves lives by mobilizing the caring power of our community and furthermore is a partner in change, working with a broad range of people and organizations to address pressing community needs, and

WHEREAS, the United Way works year around helping children succeed, strengthening and supporting families, promoting self-sufficiency, and building safe and vital neighborhoods, and

WHEREAS, there are hundreds of people in need every day, then

THEREFORE BE IT RESOLVED that the Pickaway County Board of Commissioners proclaims their support for the United Way and recognizes September 1, 2007, as the official annual fund-raising campaign kick-off.

Voting on the motion was as follows: Mr. Reeser, yes; Mr. Wippel, yes; Mrs. Metzler, yes. Voting No: None. Motion carried.

Attest: Patricia Webb, Clerk

**In the Matter of  
Final Hearing Conducted Approving Vacation of  
Brown Alley Located in Darby Township:**

The Commissioners held the Final Hearing for the requested vacation of Brown Alley, situated in the J. L. Hall Addition, located in the Village of Derby, Darby Township, Pickaway County, Ohio. Those in attendance were as follows: Robert Parker, Pickaway County Engineer; Chris Mullins, Asst. Engineer; Ned Musselman, Darby Township Trustee; James Roberts and Debbie Roberts, property owner and petitioner; and James & Norma J. Conway, abutting property owners.

The required viewing of Brown Alley was conducted at its location on Tuesday, September 4, 2007, at 2:00 p.m.

Commissioner Reeser opened the Final Hearing by stating its purpose and thanked everyone for their attendance. When he inquired if there were any comments or objections regarding the proposed vacation of the alley, there were none. Commissioner Reeser then requested a motion for its approval.

Mr. Wippel offered the motion, seconded by Mrs. Metzler approving the vacation of Brown Alley, resulting in the adoption of the following Resolution:

WHEREAS, on July 2, 2007, Debbie Roberts resident and property owner in the Village of Derby, submitted a request to the Darby Township Trustees to vacate Brown Alley, situated in the J. L. Hall Addition located in Darby Township, Pickaway County, Ohio, and

WHEREAS, the Darby Township Trustees took formal action during their Regular Session on July 2, 2007, to request the Pickaway County Board of Commissioners to vacate said alley, and

WHEREAS, said alley is 170 ft. in length and 16 2/3 ft. in width situated between First Street and Second Street, and 170 ft. in length and 16 2/3 ft. in width situated between Second Street and Third Street in the Village of Derby, Darby Township, Pickaway County Ohio, and

WHEREAS, the required public viewing and public hearing as spelled out in the Ohio Revised Code §5553.05 were conducted on September 4, 2007, and September 10, 2007 respectively, and

WHEREAS, at the conclusion of the scheduled Final Hearing it was of the opinion of the Pickaway County Board of Commissioners that it will be for the public convenience and/or welfare to vacate said alley, then

THEREFORE BE IT RESOLVED, that the Pickaway County Board of Commissioners hereby approves the vacation of Brown Alley, and

BE IT FURTHER RESOLVED that the vacation of Brown Alley is to be entered forthwith upon the proper roads records of the County Engineer, and certified copies of this Resolution will be provided to the Pickaway County Auditor and Pickaway County Recorder offices and the County Recorder will place a marginal entry to the original plat referencing this Resolution to vacate said alley.

Voting on the motion was as follows: Mr. Reeser, yes; Mr. Wippel, yes; Mrs. Metzler, yes. Voting No: None. Motion carried.

Attest: Patricia Webb, Clerk

The Darby Township Trustees will pass a Resolution at its next scheduled meeting ordering the alley to be vacated. The vacated portion of the alley will ultimately be conveyed to the adjacent landowners. This will require a new survey that equally divides the vacated area amongst the landowners, and it is the responsibility of those landowners to procure a professional surveyor for this purpose. Mr. Mullins explained that the north side of the alley will be transferred to one adjacent landowner and the south side of the alley will be transferred to two adjacent landowners. The survey must meet the "Minimum Standards for Boundary Surveys in the State of Ohio" and be submitted to the County Engineers' Tax Map Department for review. After the survey is approved by the County Engineer Department, an instrument (deed) conveying the vacated area to the adjacent landowners in addition to the approved survey and legal description prepared by the surveyor will be stamped "Approved for Transfer." The instrument (deed) will then be presented to

the County Auditor for the transfer of the property and presented to the County Recorder to be recorded. As stated in the above Resolution, the County Recorder will place a marginal entry to the original plat referencing the Resolution to vacate the alley.

**In the Matter of  
Weekly Report for  
Pickaway County Animal Shelter:**

The weekly report for the Pickaway County Animal Shelter was filed for week ending September 8, 2007.

A total of \$417 was reported being collected as follows: \$205 in sales of dogs; \$15 in redemptions; \$100 in donations; \$84.50 in sales of tags; \$13 in late tag fee penalties.

Seven (7) dogs and no cats were destroyed.

No firearms were discharged.

With there being no further business brought before the Board, Mrs. Metzler offered the motion, seconded by Mr. Wippel to adjourn. Voting on the motion was as follows: Mr. Reeser, yes; Mr. Wippel, yes; Mrs. Metzler, yes. Voting No: None. Motion carried.

Glenn D. Reeser, President

Jay H. Wippel, Vice President

Ula Jean Metzler  
BOARD OF COUNTY COMMISSIONERS  
PICKAWAY COUNTY, OHIO

Attest: Patricia Webb, Clerk