

**MONDAY, FEBRUARY 5, 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, February 5, 2007, with the following members present: Mr. Glenn D. Reeser; Mr. Jay H. Wippel; and Mrs. Ula Jean Metzler. Daniel V. Bradhurst, County Administrator, was also in attendance.

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

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 February 1, 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 **\$333,161.84** on the County Treasurer to satisfy the same.

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  
Fund Transfer Approved:**

Mr. Wippel offered the motion, seconded by Mrs. Metzler to approve the following FUND TRANSFER request:

**295 from 261.6139.5901 – R.J. Howard Ditch**  
**to**  
**101.0000.4901 – General Fund-Transfers In**

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  
Appropriation Approved:**

Mr. Wippel offered the motion, seconded by Mrs. Metzler to approve the following request to APPROPRIATE FUNDS:

**295 to 261.6139.5901 to 261.6139.5901 – R.J. Howard Ditch**

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  
Meeting Regarding  
Greenbriar Ditch Extension I Project:**

Lloyd McManus, Pickaway County Soil & Water Conservation District office Technician, along with Robert Parker, Pickaway County Engineer, and Chris Mullins, Assistant County Engineer, met with the Commissioners for a final review of details related to Greenbriar Ditch Extension I project in preparation of the second Final Public Hearing scheduled for later in the day.

**In the Matter of  
Meeting with Chris Wojno  
Regarding Modifications to the  
Pickaway County Community Housing Improvement Strategy:**

Chris Wojno, consultant for the Pickaway County FY05 Community Housing Improvement Program (CHIP), met with the Commissioners to review minor modifications to the Pickaway County Community Housing Improvement Strategy (CHIS). The five-year CHIS, (2005 - 2009), is an eligibility requirement of the State of Ohio's Office of Housing and Community Partnership (OHCP), Ohio Department of Development (ODOD), in order for the county to receive federal and state housing funds.

Mr. Wojno explained that in anticipation of the county's submission of its FY07 CHIP application, the Pickaway County Housing Advisory Committee (HAC) conducted a meeting on January 29, 2007, to revisit the county's CHIS to make any amendments deemed necessary to better serve Pickaway County's current housing needs. The following proposed amendments to Table S-2, (the Strategy Summary) of the CHIS, were recommended by the committee and brought before the Commissioners for their review:

- The Habitat for Humanity organization lost its executive director last year and is currently seeking to fill the position. After discussing the matter, the HAC consensus was to wait until FY09 to implement the project. Many felt it would be wise to postpone the activity until the organization is strong enough to assist with the homeownership program.
- The HAC recommended adding one new construction outcome for year six (6) and reducing one (1) in year four (4). The total amount of outcomes will remain the same.
- Upon reviewing past CHIP programs and results, the HAC recommended that the rental rehabilitation activity be moved to years five (5) and six (6). Since local rental needs are being addressed by the Pickaway County Community Action (PICCA) Organization, the Pickaway County Job & Family Services Department, and the Pickaway Metropolitan Housing Authority (MHA), the activity should be administered when there are no other rental assistance programs being offered.

The Commissioners agreed with the proposed modifications, which will be provided to the OHCP, ODOD for final approval.

At the conclusion of the meeting, it was also determined that Mr. Wojno will provide the Commissioners with a summary of the outcomes delivered thus far through the Pickaway County FY05 CHIP Program.

**In the Matter of  
Appropriation Approved:**

Mr. Wippel offered the motion, seconded by Mrs. Metzler to approve the following requests for the APPROPRIATION OF FUNDS:

**1,542 to 227.2020.5901 – VOCA-Other expenses**

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  
Creation of Line Item Approved:**

Mr. Wippel offered the motion, seconded by Mrs. Metzler to approve the following request for the CREATION OF A NEW LINE ITEM:

**226.2057.5203 – Diversion-Insurance**

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  
Travel Authorizations Approved for  
Job & Family Services Employees and  
Pickaway County Treasurer:**

The Commissioners approved and signed Travel Authorizations for numerous Job & Family Services employees to attend various meetings, training sessions, and seminar/workshops scheduled throughout the month of February 2007, at the total probable cost of \$2,135.60.

Also approved and signed was a Travel Authorization for Pickaway County Treasurer, Ellery S. Elick, to attend the Tyler CLT, IAS Users Conference to be held in Myrtle Beach, South Carolina from April 14 – 17, 2007, at the total probable cost of \$1,095.00.

**In the Matter of Second Final  
Public Hearing for  
Greenbriar Ditch Extension I Project:**

A second Final Public Hearing was conducted in the Common Pleas Courtroom at 2:00 p.m. for the Greenbriar Ditch Extension I Project, relative to the original ditch petition filed by Tom Graham, John F. Riddle, Don L. Landis, and Jerry Hutchinson. Robert E. Parker, Pickaway County Engineer; Chris Mullins, Assistant County Engineer; Lloyd McManus, Pickway County Soil & Water Conservation District Office Technician; and Judy Wolford, Pickaway County Prosecutor, were in attendance. A copy of the sign-in sheet reflecting the names and addresses of attending affected landowners and other interested parties is on file in the Commissioners' office. A second sign-in sheet was made available for those who wished to approach the podium in the order in which they signed in for the opportunity to pose questions and/or state their concerns.

Commissioner Reeser began the hearing by stating its purpose, thanked everyone for their attendance and introduced all county principals present for the hearing. For a better understanding of the ditch petition process, booklets titled *The Ohio Drainage Laws Petition Procedure* were distributed along with an agenda for the public hearing. Commissioner Reeser then read the following summary of the timetable of events that has brought the project to its current status with all relevant legal notifications mailed to benefiting landowners during the process within the timeframe stipulated in the Chapter 6131 of the Ohio Revised Code (ORC):

- May 11, 1998: Tom Graham; Dan L. Landis; Jerry Hutchinson, and John F. Riddle filed a county ditch petition along with a list of benefiting landowners.
- June 22, 1998: The viewing of the area for the proposed ditch extension was conducted.
- September 14, 1998: The first public hearing was held where the county engineer filed and read his preliminary report, including his statement of opinion that the benefits will exceed the estimated
- \$96,244.20 in costs for the proposed project. Five percent (5%) of the estimated project cost for contingencies, five percent (5%) in maintenance costs, and \$2,000 in engineering services provided by the Pickaway County Soil & Water Conservation District office was added for a total of \$107,868.62 to be distributed correspondingly to benefiting landowners.
- October 23, 2000: The final public hearing was conducted and the project was approved.
- August 20, 2001: The bid opening for the construction of the project was conducted. One bid was received in the amount of \$112,071, which was \$15,826.80 over the estimated project cost. With the sole bid received being higher than the estimated cost, no contract was awarded.
- December 4, 2006: The county engineer filed a revised project cost estimate of \$129,185.00 along with the maps, profiles, plans, schedules, reports, and listing of the benefiting landowner's estimated assessments. Again, five percent (5%) in contingencies, and five percent (5%) of the estimated projects cost was added for a revised total of \$142,103.50.

- January 11, 2007: Legal notifications of the revised estimated assessments based on the county engineer's revised project cost estimate were mailed to benefiting landowners that also included notification this second final public hearing.

Commissioner Reeser stated that with the amount of time that has passed since the "first" final public hearing was held, it was ascertained that this "second" final public hearing be conducted to inform affected landowners of the revised project cost estimate and their respective estimated assessments. In doing so he pointed out that not only has the project cost estimate changed, but with the changes in property ownership over the time period, he called attention to the fact that it was necessary for the county engineer to revise the benefiting landowner's assessments as well. He also stated that this public hearing was not being conducted to change the results of the first public hearing in reference to the final approval of the project in October 2000, emphasizing that it is still the opinion of the county engineer that the benefits of the project outweighs its cost.

County Engineer, Robert Parker, was then called upon to read his report regarding the proceedings to reconstruct, deepen, widen, alter, repair tile outlets, establish grass banks and berms, provide erosion control, and etc. as needed. The report concluded with the following itemized estimate of costs for the construction of the project:

1. One-sided clearing	\$	9,900.00	
2. Channel clearing	\$	9,900.00	
3. One-sided clearing and grubbing	\$	14,685.00	
4. Selective clearing and logjam removal	\$	39,900.00	
5. Seeding and mulching	\$	18,000.00	
6. Mobilization and demobilization	\$	10,000.00	
7. Unclassified excavation	\$	16,900.00	
8. Berm drain	\$	1,650.00	
9. Outlet pipe replacement	\$	5,850.00	
10: Turnout	\$	<u>2,400.00</u>	
	\$	129,185.00	<b>Project cost</b>
	\$	6,459.00	5% Contingencies
	\$	<u>6,459.00</u>	5% One year maintenance
<b>TOTAL:</b>	\$	142,103.00	

Mr. Parker stated that it is expected to let the contract for the project's construction within the next few weeks. He added that if the bid comes in at a lower cost than his estimate, landowner's assessments will be lowered accordingly. It was also announced that any landowner preferring to pay their assessment in cash as opposed to it being placed on their real estate tax duplicate are to file the NOTICE TO COMMISSIONERS OF INTENTION OF OWNER TO PAY IN CASH form with the clerk no more than twenty-one (21) days from the date of this final hearing. If notice is not filed within twenty-one (21) days, the installments will be placed on landowners respective real estate tax duplicates with interest added at the same rate that bonds or notes for the construction of the project bear interest over a four (4) or five (5) year period.

Mr. McManus then reviewed the ditch assessment procedure, explaining the process in which each assessment was calculated. The procedure consists of the following seven (7) factors for parcels greater than ten (10) acres: benefited acres; reach factor; volume runoff; location; potential increase in productivity (applicable to agricultural ground); flood protection/property enhancement; and special assessment factor. Parcels from zero (0) to two (2) acres have a set assessment of \$100, parcels two (2) to five (5) acres have set assessment of \$150, and parcels from five (5) to ten (10) acres have a set assessment of \$200.

The following persons whose signatures appeared on the sign-in sheet to approach the podium were then called forward on an individual basis to ask questions, make comments, or state concerns, which were addressed by Mr. Parker and Mr. McManus: Darrel & Betty Caudill; Ronald Bowsher; Dixie Klamfoth; Stephen Ohnewehr; Arthur Pitts; Danny & Mary Dean; Jim Layton; Jerrold Fields; Butch Selvage, and Dave Kohli. The opportunity to approach the podium was then provided to individuals who did not sign the sheet before the hearing began. Questions requiring additional research will be investigated by Mr. McManus and Mr. Parker on an individual basis.

When asked when construction will begin, Mr. Parker stated that the bid opening should take place around the first part of March, with construction commencing later that same month. The construction process is expected to take three (3) to four (4) weeks.

Commissioner Reeser then inquired if there were any more questions. With there being none, he concluded the public hearing thanked everyone for their attendance.

An audio tape of the public hearing in its entirety is available for listening in the Pickaway County Board of Commissioners' office during regular business hours.

**In the Matter of  
Waiver Approved for  
Earnhart Hill Regional Water & Sewer District and  
Attorney General of Ohio:**

Mrs. Metzler offered the motion, seconded by Mr. Wippel to waive the waiting period to issue payment to Earnhart Hill Regional Water & Sewer District in the amount of \$225,000.00 from line item #101.1101.5405 This amount reflects the remaining grant funds available from the Industrial Site Improvement Fund grant the county received that is payable to EHRWSD for water system improvements in the northern Pickaway County area.

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

Mrs. Meltzer offered the motion, seconded by Mr. Wippel to waive the waiting period to issue payment to the Attorney General of Ohio in the amount of \$1,542.00 for the de-obligation of VOCA Grant #VADSCE502. This amount reflects unused funds designated for salary related costs.

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  
Animal Shelter Weekly Report:**

The weekly report for the Pickaway County Animal Shelter was filed for week ending February 3, 2007.

A total of \$1,741 was reported being collected as follows: \$192 in sales of dogs; \$15 in redemptions; \$195 in donations; \$1,326 in sales of tags; \$13 in late tag fee penalties.

Ten (10) dogs and no cats were destroyed.

No firearms were discharged.

With there being no further business brought before the Board, Mr. Wippel offered the motion, seconded by Mrs. Metzler 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