

**MONDAY, APRIL 2, 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, April 2, 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 March 30, 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 \$283,032.31 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**  
**Transfer of Liquor License Permit**  
**Approved for Pizza Hut:**

Mr. Wippel offered the motion, seconded by Mrs. Metzler to approve the transfer of **Liquor License Permit #6951279-0075** as follows with no request for a Hearing:

**Transfer from:**

Buckeye P H, Inc.  
DBA Pizza Hut  
24865 US Rt. 23  
Circleville Twp.  
Circleville, Ohio 43113

**Transfer to:**

Pizza Hut of America, Inc.  
DBA Pizza Hut  
24865 US Rt. 23  
Circleville Twp.  
Circleville, Ohio 43113

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**  
**Application to the Ohio Department of Development for**  
**FY07 Small Cities Development Block Grant CHIP Program:**

With the county's intent to apply for up to \$500,000 from the FY07 Small Cities Development Block Grant CHIP Program available through the Ohio Department of Development, Mr. Wippel offered the motion, seconded by Mrs. Metzler to adopt the following Resolution:

WHEREAS, the State of Ohio, Department of Development, provides financial assistance to local governments for the purpose of addressing local housing needs, and

WHEREAS, the Pickaway County Board of Commissioners, State of Ohio, desires to participate in the program to receive financial assistance under the Small Cities Community Development Block Grant Community Housing Improvement Program (CHIP for FY 2007), and

WHEREAS, the Pickaway County Board of Commissioners have the authority to apply for financial assistance and to administer the amount received from the State of Ohio, Department of Development, through its Small Cities Community Development Block Grant Program, and

WHEREAS, the Pickaway County Board of Commissioners must direct and authorize the contract person to act in connection with the application and to provide such additional information as may be required.

THEREFORE BE IT RESOLVED that the Board of County Commissioners, Pickaway County, State of Ohio, a two-thirds majority of all members there to concurring.

Section 1: The Pickaway County Board of Commissioners hereby approves filing an application for financial assistance for up to \$500,000 under the Small Cities Community Development Block Grant CHIP Program.

Section 2: The Pickaway County Board of Commissioners hereby understands and agrees that participation in the CHIP Program will require compliance with the program guidelines and assurances.

Section 3: The Pickaway County Board of Commissioners hereby authorizes the President of the Commissioners to apply for the Small Cities Community Development Block Grant CHIP funds.

Section 4: It is hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were adopted in an open meeting of this Board and that all deliberations of the Pickaway County Board of Commissioners and any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements.

Section 5: The Pickaway County Board of Commissioners hereby declares this action to be an emergency measure to ensure the health, safety, and welfare of the citizens of Pickaway County, and that the application for the Small Cities Community Development Block Grant CHIP Program has strict deadlines.

Section 6: This Resolution shall take effect immediately upon its passage and approval by the Board of County Commissioners.

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:**

The Commissioners signed and approved Travel Authorizations for numerous Job & Family Services employees to attend various meetings, conferences, training sessions, and workshops to be held throughout the month of April 2007, at a total probable cost of \$2,417.14.

**In the Matter of  
Resolution Adopted for  
Crime Victims Week:**

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

WHEREAS, as a nation devoted to liberty and justice for all, America must increase its efforts to protect, restore, and expand crime victims' rights and services so that they apply to **every victim, every time**; and

WHEREAS, 23 million Americans are victims of crime each year, and of those, 5.2 million are victims of violent crime; and

WHEREAS, all victims of crime deserve respect, resources, restoration, and justice; and

WHEREAS, all fifty states, the District of Columbia, and the federal government grant crime victims certain legal rights; and

WHEREAS, National Crime Victims' Rights Week – April 22-28, 2007 – offers us all the opportunity to recommit ourselves to ensuring that every victim is afforded his or her legal rights and treated as a crucial participant in our criminal justice system; and

WHEREAS, we carry crime victims' rights into 2007 and beyond, we must strive to create a nation where the legal rights of victims are honored and individuals are accountable for their treatment of victims; and

WHEREAS, despite significant progress in providing rights and services to crime victims over the past two decades, large segments of our population, including crime victims with disabilities, victims with mental illness, victims who are immigrants, victims who are teenagers, victims who are elderly, and victims in rural areas, are still underserved; and

WHEREAS, the Pickaway County Board of Commissioners is joining forces with victim service programs, criminal justice officials, and concerned citizens throughout Pickaway County and America to raise awareness of victims' rights and observe National Crime Victims Week; then

THEREFORE BE IT RESOLVED that the Pickaway County Board of Commissioners hereby proclaim the week of April 22-28, 2007, as

***NATIONAL CRIME VICTIMS' RIGHTS WEEK  
in Pickaway County, Ohio***

and reaffirms the Pickaway County Board of Commissioners' commitment to respect and enforce victims' rights and address their needs during *Crime Victims' Rights Week* and throughout the year, and hereby express our appreciation for those victims and crime survivors who have turned personal tragedy into a motivating force to improve our response to victims of crime and build a more just community.

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 Transfers Approved:**

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

**65,521.50 from 101.5001.5702 – Mandated Share-General Fund-Public Assistance  
to  
206.0000.4902 – Mandated Share-Public Assistance**

**43,750 from 101.5005.5401 – Mandated Share-General Fund-County Maintenance of Children  
to  
207.0000.4901 – County Maintenance of Children**

**6,250 from 101.5006.5715 – Child Support Enforcement Agency Expense-General Fund  
to  
208.0000.4556 – County Maintenance of Child Support**

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 New Line Items Approved:**

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

**312.8115.5603 – Tax Increment Financing (TIF)-Principal  
312.8215.5604 – Tax Increment Financing (TIF)-Interest**

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  
Appropriations Approved:**

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

**129.52 to 209.5022.5205 – Job & Family Services-Workers Compensation**

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  
Transfers Approved by County Administrator:**

Dan Bradhurst, County Administrator, approved the following requests for the TRANSFER and REAPPROPRIATION of funds:

**255,000 from 312.7102.5401 – TIF-Contract Services  
to  
312.8115.5603 – TIF-Principal**

**38,569 from 312.7102.5401 – TIF-Contract Services  
to  
312.8215.5604 – TIF-Interest**

**5,000 from 226.2034.5401 – Juvenile-Drug Court-Contract Services  
to  
226.2057.5203 – Juvenile-Diversion Insurance**

**In the Matter of Revisions to the Rules of the  
*Pickaway County Subdivision Standards and  
Regulations* Adopted:**

A meeting was conducted regarding the adoption of revisions to the rules of the *Pickaway County Subdivision Standards and Regulations*. Terry Frazier of the Pickaway County Regional Planning Commission and Director of the Pickaway County Office of Development and Planning, along with Robert E. Parker, Pickaway County Engineer, Chris Mullins and Anthony Neff, Assistant County Engineers, and James L. Hartzler, AICP, consultant, were in attendance

The revisions are designed to be consistent with new law, S.B. 115, which will allow counties to have a more proactive role in formalizing new procedures for processing major and minor subdivisions with emphasis on road access management and drainage requirements. The new process will be maintained by

the county engineering department using best practices as part of its developmental control and will provide more flexibility in dealing with individual cases. Mr. Frazier stated that a Public Hearing was conducted on January 9, 2007, to receive comments on the revised document, which was also provided to each township trustee and fiscal officer, all municipalities, etc., and fully disclosed to anyone having interest in the matter.

A summary of revisions for proposed subdivisions include:

- the elimination of an arbitrary density rule for required central sanitary sewers, such as package plants or municipal sewers;
- lot frontage control to eliminate unwise development practices by townships with no zoning controls;
- establishing a process for what type of development occurs and where it will happen, and determining who is responsible for its different aspects;
- a required preliminary consultation between the developers and the county engineering department, and
- frontage regulations for large lot divisions for lots over five (5) acres, up to twenty (20) acres, which requires Health Department approval.

In essence, Mr. Frazier stated that the revisions will allow for better defining of urban, suburban, and rural development control and puts all technical standards back to the county engineer.

After the Commissioners obtained further details following a question and answer session, Mrs. Metzler offered the motion, seconded Mr. Wippel to approve the proposed revisions to the rules of the *Pickaway County Subdivision Standards and Regulations*.

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  
Discussion Regarding Converting from  
Regional Planning Commission to County Planning Commission:**

All participants of the previous meeting remained to discuss the county's continuing consideration of converting from its current regional planning commission to a county planning commission.

The powers and duties of both a regional and county planning commission, as spelled out in the Ohio Revised Code, are the same. Essentially, a county planning commission is limited to eleven (11) members comprised of the three (3) county commissioners, or their designee(s), and eight appointed members with various representations. The existing regional planning commission, which makes its own rules on who can be appointed, is open-ended and made up of members from townships, villages, the City of Circleville, and other representatives.

Mr. Frazier stated that a county planning commission can bring more leadership to the county commissioners for a stronger central control in completing planning tasks. Mr. Hartzler agreed, stating that regional planning commissions are better suited to urban counties and a county planning commission works best for rural counties. He added that if Pickaway County were to eventually become urban, the matter could then be revisited.

Following further dialogue regarding the matter, it was decided that the Commissioners will determine which of the three will meet with Mr. Frazier at a later date to establish an action plan for the process involved for the conversion.

**In the Matter of  
*Special Purpose*  
*Flood Damage Reduction Resolution Adopted:***

All attendees of the previous meetings once again remained to discuss the necessary process as spelled out in the Ohio Revised Code related to the adoption of a *Pickaway County Special Purpose Flood Damage Reduction Resolution*.

In May 2005, the county entered into in agreement with Michael Gease to assist in establishing a local floodplain management program for effective flood damage reduction and continued community eligibility for flood insurance and disaster assistance under the National Flood Insurance Program (NFIP).

Mr. Gease previously managed the Ohio Department of Natural Resources Division of Water-Floodplain Permit Program and is now engaged in the flood insurance industry. Mr. Frazier provided the Commissioners with a draft resolution compiled by Mr. Gease, which was reviewed by Steve Ferryman of the Ohio Department of Natural Resources Division of Water-Floodplain Permit Program. Mr. Ferryman provided his comments on the draft document, which will require a public hearing process before its acceptance. Mr. Frazier stated that he would like to begin that process this Spring.

Following the Commissioners' further review of matter, Mr. Wippel offered the motion, seconded by Mrs. Metzler granting permission to Mr. Frazier to begin coordinating the required public hearing process.

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 Jail Confinement  
Contract Signed with Fairfield County:**

Lt. Rob Radcliff of the Pickaway County Sheriff Department briefly met with the Commissioners and obtained their signatures for the renewal of a *Prisoner Housing Agreement* with the Fairfield County Commissioners for the housing of prisoners.

Fairfield County will pay Pickaway County \$55.00 per day per prisoner for confinement, supervision, and boarding. The agreement is in effect until December 31, 2007, and will be renewed thirty (30) days before expiration upon written request by either party.

**In the Matter of  
Meeting with Sanitary Engineer  
Regarding Sewer District Funds:**

Robert Parker, Sanitary Engineer, met with the Commissioners as a follow-up from their meeting conducted on February 26, 2007, regarding the Pickaway County General Sewer District and Darby Township Subdistrict.

Mr. Parker reported the following:

- sand in the filter beds at Circle Hills and Walnut Heights sewer package plants has been replaced and sludge will be removed from the all four package plants once drier weather permits;
- an activity report was reviewed from Kinder Environmental Services reflecting services provided in the operations, maintenance, and capital improvements of the various sewer package plants;
- signs showing emergency contact information were erected at the three (3) lift stations in the Darby Township Subdistrict and the four (4) general sewer package plants in early October 2006, for reporting purposes in the event of lift station power outages or equipment malfunctions. The signs are mounted on posts just inside the fenced areas to prevent vandalism.

The current financial information for all sewer districts was reviewed reflecting revenue and expenditures. The current balance in the Darby Township Subdistrict and projected revenue was also reviewed in anticipating the county's service debt to the Ohio Environmental Protection Agency's Water Pollution Control Loan Fund, due January 2008. The final balance owed to *ms consultants, inc.* for engineering services related to the construction of the Darby Township Sewer project was also discussed, along with the proper paperwork to be submitted with the county's final draw request from the WPCLF supplemental loan.

**In the Matter of  
Second Final Public Hearing for  
Brill Ditch Petition:**

The Commissioners conducted a second Final Public Hearing for the proposed Brill Ditch, petitioned by Harold Brill, and others. Those in attendance were Robert Parker, County Engineer; Chris Mullins, Assistant County Engineer; landowners; Harold Brill; Geraldine Smith Winfough; Jeff Writsel, and Lloyd McManus of the Pickaway County Soil & Water Conservation District office

Approval for the proposed project was “tabled” by the Commissioners at the conclusion of the original Final Hearing conducted on January 16, 2006. During that hearing, landowner Jeff Writsel had stated that he was in agreement that his surface water is in the watershed, but it was not sufficiently flowing across the land on Mr. Brill’s property, which was at a higher elevation. He added that the project, as proposed at that time, would not correct a problem, which he felt was between him and Mr. Brill. Since that time, the issue has been resolved between the landowners and amended assessment amounts were recalculated for a total project cost of \$30,693.60. Amended assessment legal notices were then mailed to all affected landowners also notifying them of today’s Second Final Public Hearing.

Commissioner Reeser opened the hearing stating its purpose and that the Commissioners had been informed that the above mentioned issue had been resolved, adding that they understood that all property owners were now all in agreement with the current proposed project. When Mr. Reeser asked if there were any questions or comments, Mr. Parker inquired as to when would be the most appropriate time to begin the project. Timing of the implementation of the project’s construction in relationship to cultivation was then discussed by all. At the conclusion of the discussion, it was determined that the project will be let out to bid soon in order that the tile can be installed this Spring and the remainder of the project will take place at end of October 2007, after crops have been harvested. The project is to be completed within sixty (60) days after construction begins in late October of this year.

With establishing that the benefits of the proposed project outweigh the costs and with no more questions regarding topic, Mrs. Metzler offered the motion, seconded by Mr. Wippel to approve the Brill Ditch petition.

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 March 31, 2007.

A total of \$352.50 was reported being collected as follows: \$96 in sales of dogs; \$15 in redemptions; \$111.50 in donations; \$104 in sales of tags; \$26 in late tag fee penalties.

Nine (9) 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