

TUESDAY, OCTOBER 9, 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 Tuesday, October 9, 2007, with the following members present: Mr. Glenn D. Reeser; Mr. Jay H. Wippel; and Mrs. Ula Jean Metzler. Dan Bradhurst, County Administrator, was also in attendance.

Mrs. Metzler offered the motion, seconded by Mr. Wippel 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:

Mrs. Metzler offered the motion, seconded by Mr. Wippel 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 October 9, 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 \$408,662.54 on the County Treasurer to satisfy the same.

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

Attest: Patricia Webb, Clerk

In the Matter of
Purchase of Direct Pay Module Approved for
County Auditor's Office:

In reference to the purchased upgrade of the finance/budgetary software and server to be utilized by the Pickaway County Auditor's office approved by the Board of Commissioners on July 2, 2007, Mr. Wippel offered the motion, seconded by Mrs. Metzler to **approve the purchase of a "Direct Pay Module" from Creative Microsystems, Inc. for the probable amount of \$2,000.00.**

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 requests for the APPROPRIATION OF FUNDS:

600 to 225.2060.5403 – Juvenile-DYS-Volunteers Reimbursement
10,000 to 501.6915.5402 – General Sewer District-Contract/Repairs

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

Attest: Patricia Webb, Clerk

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**In the Matter of Proposal From
Standard Life Insurance for County
Employee Life/AD&D Insurance Benefits Approved:**

In reviewing proposals submitted from Community Benefits Insurance Agency, Inc. for county employee Life/Accidental Death & Dismemberment (AD&D) insurance benefits, Mr. Wippel offered the motion, seconded by Mrs. Metzler to approve the proposal from **Standard Life in the amount of \$0.16/\$1,000 with a 24-month rate guarantee.**

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
With Jim Deal, EMA Director, and Jim Bingman of
800 MHz Advisory Committee Regarding Matching Funds
Related to a Grant Application for Purchase of Radio Equipment:**

Jim Deal, Pickaway County EMA Director, and Jim Bingman, Chairman of the Pickaway County 800 MHz Communications Advisory Committee, met with the Commissioners to request their consideration in providing a 20% local grant match, not to exceed \$5,000, for the purchase and installation of additional 800 MHz interoperability radio equipment.

The State of Ohio has received approximately \$29 million in Department of Homeland Security (DHS) grant funds to be used to augment preparedness and response efforts to human and man-made disasters and the department is currently accepting competitive grant applications from governmental entities throughout the state. Mr. Deal and Mr. Bingman informed the Commissioners that they would like to apply for grant funds for the purchase of three additional 800 MHz communication radios. The county currently has one radio for its regional interoperability system and three additional radios would allow for the capability of patching into and multi-tasking with other systems within the region in emergency situations. The radios would be installed in the Pickaway County Sheriff Departments radio console. Mr. Bingman stated that in quickly researching radio equipment costs, he has estimated the total cost to be \$18,400, which would require a \$3,680 local match, however; with possible equipment price increases, the grant application could be larger.

Following further discussion regarding the request, Mrs. Metzler offered the motion, seconded by Mr. Wippel to support a **20% local grant match for the grant application in an amount not to exceed \$5,000.**

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 with Sheree Gossett-Johnson, OEPA
Regarding Sanitary Sewer Matters:**

Sheree Gossett Johnson of the Ohio Environmental Protection Agency (OEPA) met with the Commissioners, along with Sanitary Engineer Robert Parker, to discuss various county sanitary sewer matters. Terry Frazier, Director of the Pickaway County Development and Planning Office; and Matthew Forte of the *Circleville Herald* was also in attendance.

The following topics were reviewed:

- **Darby Township Sewer Sub-district:** Mr. Parker reported that the new sewer district currently servicing sewer users in Clarks Lake Subdivision and Foxlair Mobile Home Park (MHP) is working well, however, with the 100-year rains experienced in the area over the past two years (two in 2006; one in 2007), some surface/storm water infiltrates the lift station. He stated that the infiltration has reduced and should be essentially be greatly reduced by the end of Phase II of the storm sewer system

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improvement project being conducted by the Darby Township Trustees. The trustees received a grant from the Ohio Public Works Commission (OPWC), division of the OEPA, for Phase I of the project. The Foxlair MHP litigation reached a settlement and the associated agreement was signed by the Commissioners in June 2007. Terms of the agreement are four timely quarterly payments of \$17,500, with the final payment due April 15, 2008.

- **Village of Derby:** The County is still researching possible options in addressing OEPA's Findings and Orders it received related to the village. Mr. Parker stated that, *M•E Companies*, an engineering consulting firm contracted by the county to study the issue, has suggested the possible alternative of combined onsite septic tanks, or something similar, as opposed to expanding the sewer mains from the Darby Township Sewer Sub-district to the Village of Derby, which would be a \$2 - \$3 million project. Ms. Gossett-Johnson stated that in cases where the expansion of an existing sewer system is less than 10 miles, it is OEPA's preference to regionalize. The Commissioners explained that a sewer main expansion project would accommodate 100 or less low-income households that would be responsible for paying off the debt for the construction costs in addition to the monthly sewer usage charges, which is highly unfeasible. Ms. Gossett-Johnson then provided a contact name at the Ohio Rural Community Assistance Program (RCAP) that provides free and low-cost services to help rural communities address wastewater treatment needs to low-income areas. She also provided a contact name in the OEPA's Division of Environmental & Financial Assistance (DEFA) that may be able to assist with the financial aspects of the issue. The question was then raised regarding retesting Greenbriar Ditch that runs through Village of Derby over to Darby Creek since the closing of an elementary school in the area that was discarding solid waste into the ditch. Ms. Gossett-Johnson said that the ditch *was* retested and a large quantity of pesticides and herbicides were detected that are also creating water quality issues. She stated that she will provide the county with the data collected. With OEPA's findings and orders for regionalization, the county would have to prove through the Health Department that the existing septic and leach systems, which are probably aged, used by the households are not failing and meet OEPA's standards. Ms. Gossett-Johnson added that aerators do not meet OEPA's standards. When the topic of the construction of a package wastewater treatment plant (WWTP) was discussed, she stated that the county would have to prove that it would be more cost effective than regionalization and the WWTP would have to meet OEPA's standards. With this being a "hardship case" for the households involved, various other options such as community septic tanks, wetlands, leaching and land application on county owned property located in the area were discussed. Ultimately, Ms. Gossett-Johnson stated that she will need a schedule of milestones and dates from the county on how it plans to address the issue.
- **Walnut Heights Subdivision Wastewater Treatment Plant:** Mr. Parker reported that an additional sand filter has been put into operation since OEPA's last inspection. In discussing the topic of whether the sewer treatment plant can handle additional sewer connections for Burl Kazee, developer of Sunnyside Acres, Ms. Gossett-Johnson stated that OEPA has little choice but to disallow additional connections until storm water infiltration/inflows-or I/I into the sewer system are adequately managed. Disinfectant violations and issues with the use of chlorine tablets were also found. She explained how the use of chlorine tablets is not especially effective. An ultraviolet disinfectant system was discussed as an alternative. Ms. Gossett-Johnson stated that the OEPA is not trying to limit growth and a matter of "no" to Mr. Kazee, just a "no" under the current circumstances. Options such as upgrading the Walnut Heights WWTP or hooking into the village of Ashville WWTP were briefly discussed. It was determined that Ms. Gossett-Johnson will meet with Mr. Kazee in her office to provide him with flow data and discuss the matter with him in further detail.

At the conclusion of the meeting, the Commissioners thanked Ms. Gossett-Johnson for her time. She stated that she is looking forward to receiving the county's schedule for the Village of Derby in the near future.

In the Matter of
Bid Opening for Construction of Brill Ditch:

The Commissioners conducted a bid opening for the construction of Brill Ditch, located in Scioto Township, petitioned by Harold Brill and others. Robert Parker, County Engineer; Anthony Neff, Asst. Engineer; Mike and Jody Tarbill of *Earth Shapers* were in attendance.

Project Estimate: \$29,100

The following bids were received:

Earth Shapers

\$28,280.70

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21030 River Road
Circleville, Ohio 43113

Watershed Management
10460 St. Rt. 56 SE
Mt. Sterling, Ohio 43143

\$31,490.80

The bids were turned over to Mr. Parker for his review and contract award recommendation.

**In the Matter of Resolution Adopted for the
Formation of Stormwater Assessment District Fund for
PC Acres Subdivision:**

Robert Parker, Pickaway County Engineer, and Anthony Neff, Asst. Engineer, met with the Commissioners to obtain their approval to form a Storm Water Assessment District and associated Maintenance Fund for **PC Acres Subdivision** located in Walnut Township.

The Storm Water Assessment District creates a fund for the maintenance of two (2) storm water quality basins installed in the subdivision. All lot owners will pay \$50 per lot/per year until the fund has reached 20% of the storm water quality basins' construction costs.

Following a brief question and answer session regarding the request, Mr. Wippel offered the motion, seconded by Mrs. Metzler to adopt the following Resolution to form a Storm Water Assessment District Fund:

WHEREAS, Shane E. Roese, member of MR-IV Investments, LLC, and Brian L. McCallister member of MR-IV Investments, LLC, are the Developers and the title owner in fee simple of real estate known as "PC Acres" a subdivision of 16 lots consisting of approximately 97.361 acres of land (parcel #M30-0-002-00-134-00 & M30-0-002-00-134-01) in Section 13, Township 9N, Range 21W being in Walnut Township, Pickaway County, Ohio, and

WHEREAS, said "PC Acres" contains 16 lots as set forth on the plat and amendments thereto as shall be recorded with the Pickaway County Recorder, and

WHEREAS, said "PC Acres" contains two (2) storm water quality basins and associated swales, the same being within the drainage easements as shown on the original plat and amendments thereto and detailed in "PC ACRES SUBDIVISION – STORM WATER MAINTENANCE AREA "A"" dated August 28, 2007 and "PC ACRES SUBDIVISION – STORM WATER MAINTENANCE AREA "B"" dated August 28, 2007, and

WHEREAS, the plans have been prepared by a Professional Engineer registered in the State of Ohio, and

WHEREAS, the County Engineer, as part of the subdivision review, shall approve all of the ditches, storm sewers, culverts, retention basins, and general drainage areas as shown on the original plans and plat, and

WHEREAS, the improvements are to be constructed by the owner under the supervision and control of the County Engineer and shall meet the approval of the County Engineer as constructed, and

WHEREAS, Developer agrees to release to the Pickaway County Commissioners all platted and recorded easements pertaining to the storm water system for said "PC Acres", and

WHEREAS, the owner agrees that this agreement along with the plan and schedules of the improvement shall be filed with the Pickaway County Commissioners to locate and establish said water quality basins, and

WHEREAS, the Maintenance Agreement for drainage facilities is a part of the development plan and obligation to pay maintenance fees shall pass with the Title to the property. There shall be inserted in each deed passing Title to any of the land herein by the owner or developer the words:

"Title to the fee includes the obligation to pay the drainage maintenance

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fee assessed, or to be assessed, by the County, pursuant to the Ohio Revised Code 6137 and following.”

NOW, THEREFORE BE IT RESOLVED that pursuant to §6131.63 and §6137 of the Ohio Revised Code, the Board of Commissioners of Pickaway County, Ohio, hereby authorizes the **formation of a Storm Water Assessment District and the creation of the associated Ditch Maintenance Fund for “PC Acres Subdivision”**, and further authorizes the annual assessments associated with the maintenance of the storm water quality basins and related swales.

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
Contract Award for Construction of
Brill Ditch:

In reference to the bid opening conducted earlier in the day for the construction of Brill Ditch, and upon the written recommendation of Robert E. Parker, Pickaway County Engineer, Mr. Wippel offered the motion, seconded by Mrs. Metzler to award the contract to the **lowest bidder, Earth Shapers, 21030 River Road, Circleville, Ohio 43113**, in the amount of **\$28,280.70**.

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

Attest: Patricia Webb, Clerk

In the Matter of
Subgrant Agreement Signed Between
Ohio Department of Job & Family Services and
Pickaway County Juvenile Court:

Commissioner Reeser signed a federal Title IV-E-Foster Care Subgrant Agreement between the Ohio Department of Job and Family Services and the Pickaway Country Juvenile Court for the reimbursement of maintenance costs incurred related to an adjudicated child placed in the custody of foster care by the court.

The Subgrant Agreement is in effect through June 30, 2009.

In the Matter of
Contract Listing for Pickaway County
Department of Job & Family Services:

Pursuant to the Pickaway County Board of Commissioners’ Resolution of June 23, 2003, below is the list of agreements entered into, approved and otherwise executed by the Pickaway County Department of Job & Family Services. The approved list contains the name of the party or parties with whom the agreement has been made, the purpose of the agreement, the commencement date and termination date of the agreement, and the compensation specified by the agreement.

Organization/Agency	Contract Purpose	Contract Duration	Contract Amount
Ashville Y-Club	Daycare Provider	8/29/07-6/4/08	Fulltime - \$84.00/week Parttime - \$66.00/week Hourly - \$5.39
Blevins, Randy & Joyce	Foster Parent	7/9/07-7/9/09	Ages: 0-12 \$18.00 / day 13-18 \$24.00 / day

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Blue Technologies	Copier Maintenance Agreement	10/1/07-9/30/07	\$35/month \$.02178/average after 1,606 copies
Bobbie Jo Smith	Homemaker	9/1/07-12/31/07	\$8.00/hour
Boston, Patricia	Homemaker	9/1/07-12/31/07	\$8.00/hour
Brooks Yates	Help Me Grow	7/1/07-6/30/08	Amendment contract to \$265,372.30
Children's Academy, Obetz Road	MOU for Early Learning Initiative	7/1/07-6/30/08	N/A Maint - \$97/day Admin \$3.00/day for first child only. Other children will be determined at time of placement
Children's Center of Ohio	PFFC Home	9/13/2007-6/30/08	Amendment for name change only to Kindercare Learning Center
Children's World Learning Center	Daycare Provider	8/13/07-6/28/08	.0095/blk./white & .083/color. Incl. all supplies except paper & staples.
ComDoc/Ricoh Corp.	Ricoh Color Copier	8/1/07-7/31/08	
Davis, Debbie	Homemaker	7/2/07-12/31/07	\$8.00/hour
Davis, Marcia	Trainer for Daycare Providers	8/1/07-6/30/08	\$500.00
Davis, Mark	Homemaker	8/13/07-9/30/07	\$8.00/hour
Davis, Mark	Homemaker	8/13/07-9/30/07	\$8.00/hour
Ernest & Anna Fugate	Foster Parent	7/8/07-7/8/09	Ages: 0-12 \$18.00 / day 13-18 \$24.00 / day
Interagency Employees Corp Child Care	Daycare Provider	8/17/07-6/30/08	Fulltime - \$98-123.00/week Parttime - \$67-85.00/week Hourly - \$4.00-5.74
Jurgens, Bridget	Homemaker	8/10/07-12/31/07	\$8.00/hour
Koons, Steven & Elizabeth	Foster Parent	6/28/07-6/27/09	Ages: 0-12 \$18.00 / day 13-18 \$24.00 / day
Milestone Therapeutic Foster Care	Purchased Foster Home	7/31/07-3/31/08	Maintenance - \$43.00/day Admin Cost - \$27.00/day Maintenance - \$46.00-71.00/day
New Horizon Care Network	PFFC Home	7/1/07-6/30/08	Admin Cost - \$21.00/day
New Horizon Care Network	PFFC Home for D Carsey	7/17/07-6/30/08	Increased Maintenance Per Diem from \$71.00 to \$81.00 for this child only
Pickaway County Juvenile Court	Clerking Services	10/1/07-12/31/07	Amended amount to \$101,546.50

Attest: Patricia Webb, Clerk

In the Matter of
Weekly Report for

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Pickaway County Animal Shelter:

The weekly report for the Pickaway County Animal Shelter was filed for week ending September 29, 2007.

A total of \$319 was reported being collected as follows: \$147.50 in sales of dogs; \$15 in redemptions; \$85 in donations; \$71.50 in sales of tags; \$0 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, 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