

MONDAY, JANUARY 28, 2008
OFFICE OF THE BOARD OF COUNTY 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, January 28, 2008, with the following members present: Mr. Jay H. Wippel; Mrs. Ula Jean Metzler.; and Mr. Glenn D. Reeser. Daniel V. Bradhurst, County Administrator, was also in attendance.

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

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

Attest: Patricia Webb, Clerk

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

Mr. Reeser 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 January 25, 2008, 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 **\$132,309.68** on the County Treasurer to satisfy the same.

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

Attest: Patricia Webb, Clerk

**In the Matter of
Resolution Adopted for
Application to Ohio Dept. of Natural Resources:**

The Pickaway County Engineering Department is applying for a scrap tire grant through the Ohio Department of Natural Resources to provide up to \$150,000 for a civil engineering project where ground tire rubber from scrap tires is added to enhance road asphalt mixture; therefore, Mrs. Metzler offered the motion, seconded by Mr. Reeser to adopt the following Resolution:

Resolution No.: PC-012808-1

WHEREAS, Jay H. Wippel, ("Authorized Official") as President of the Pickaway County Board of Commissioners, authorizes the **Pickaway County Engineering Department** to file a grant application with the **Ohio Department of Natural Resources** to acquire **2008 Scrap Tire Grant** funds pursuant to Chapter 1502.12 of the Ohio Revised Code, and

WHEREAS, the Pickaway County Engineering Department has been authorized to file a grant application and enter into an agreement with the Ohio Department of Natural Resources to acquire 2008 Scrap Tire Grant funds pursuant to Chapter 1502.12 of the Ohio Revised Code, and

WHEREAS, the Pickaway County Engineering Department, and cooperating enterprise, if applicable, is in compliance with all health codes, environmental codes and permit requirements, or is actively seeking compliance, and

WHEREAS, these funds, if awarded, will be used locally to supplement and not replace existing funding, and

WHEREAS, these funds, if awarded, will be used to provide services that the Authorized Official has determined are needed locally, and

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WHEREAS, if these funds are awarded and the grant agreement is fully executed, the required local match necessary to implement said grant program will be provided, and

WHEREAS, other state grant funds will not be used as a match for the Scrap Tire Grant award and that this grant's local match is not used for any other state grants, and

WHEREAS, pursuant to ORC 2909.33, the Pickaway County Engineering Department, and cooperating enterprise if applicable, has not provided material assistance to an organization listed on the Terrorist Exclusion List of the State Department of the United States, and

WHEREAS, pursuant to ORC 9.24, the Pickaway County Engineering Department, and cooperating enterprise if applicable, does not owe delinquent taxes nor past due monies to the State of Ohio or any political subdivision of the state, nor owe monies to the State of Ohio for the Administration or enforcement of environmental laws, and

WHEREAS, **Jay H. Wippel, President of the Pickaway County Board of Commissioners**, is designated as the grant application's **Authorized Official**, and is authorized to request revision to this application as allowed by the Ohio Department of Natural Resources, and to sign all grant documents, then

THEREFORE BE IT RESOLVED, that Jay H. Wippel, Authorized Official as President of the Pickaway County Board of Commissioners, certifies that the Pickaway County Engineering Department possesses all necessary authority to undertake the proposed activities identified in this application, and further certifies that the information in the grant application is true, accurate, and complete.

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

Attest: Patricia Webb, Clerk

In the Matter of Glenn D. Reeser
Appointed as Pickaway County's 2008 Representative on the
Ross, Pickaway, Highland, Fairfield Solid Waste District Policy Committee:

Mr. Wippel offered the motion, seconded by Mrs. Metzler designating **Glenn D. Reeser** to serve as **Mr. Wippel's representative** on the **Ross, Pickaway, Highland, Fairfield Solid Waste District Policy Committee for year 2008.**

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

Attest: Patricia Webb, Clerk

In the Matter of
Road Load Reduction for
Monroe Township Roads:

Upon the request of the Monroe Township Trustees, Mr. Wippel offered the motion, seconded by Mrs. Metzler authorizing **a 50% weight reduction, per ORC § 5577.07, for all township roads in Monroe Township for the period of March 1, 2008, to June 1, 2008, due to freezing and thawing conditions.**

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

Attest: Patricia Webb, Clerk

In the Matter of
Resolution Adopted
Declaring February 11, 2008, as "Katie Dum Day":

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Resolution No.: PC-012808-2

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

WHEREAS, Katie Dum has dedicated a majority of her adult life to reaching out to the community through her volunteer service and the Ashville Food Pantry, and

WHEREAS, Katie's compassion and hard work as made a difference in countless lives throughout the community that has not gone unnoticed or under appreciated, and

WHEREAS, although Katie will be stepping down from the Ashville Food Pantry Coordinator's position, as position she has held for many years, she has unselfishly chosen to remain involved in continuing her volunteerism at the Ashville Food Pantry, then

THEREFORE BE IT RESOLVED that the Pickaway County Commissioners hereby bestow their appreciation to Katie for her charitable work by proclaiming Monday, February 11, 2008, to be

Katie Dum Day

throughout Pickaway County, Ohio.

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

Attest: Patricia Webb, Clerk

**In the Matter of Authorization
For Pickaway County's Membership to
Mid-Ohio Regional Planning Commission:**

Resolution No.: PC-012808-3

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

WHEREAS, Pickaway County, Ohio is desirous of becoming a member of the Mid-Ohio Regional Planning Commission (MORPC) in year 2008, and

WHEREAS, Pickaway County's dues will be based on a fee structure of the 0.295 per capita, minus the population in the City of Circleville, the Village of South Bloomfield, and the Village of Commercial Point, which equates to a population count of 37,309, then

THEREFORE BE IT RESOLVED, that the Pickaway County Board of Commissioners hereby authorizes Pickaway County to become a member of the MORPC in year 2008, and the dues will be prorated based upon the date of this Resolution and the signing of the associated Articles of Agreement.

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

Attest: Patricia Webb, Clerk

**In the Matter of
Invoice from Whiteamire Architects Approved
For the New Pickaway County Dog Shelter:**

Mrs. Metzler offered the motion, seconded by Mr. Reeser to approve the invoice from **Whiteamire Architects, 133 Sandusky Avenue, Bucyrus, Ohio 44820 in the amount of \$500** for drawing set review and consulting services related to the construction of **the new Pickaway County Dog Shelter.**

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

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In the Matter of
Meeting in Executive Session to
Discuss a Personnel Matter:

At 9:36 a.m., Mrs. Metzler offered the motion, seconded by Mr. Reeser for the Board to enter into Executive Session to discuss a personnel matter.

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

Attest: Patricia Webb, Clerk

At 9:56 a.m., Mr. Wippel announced the Board's return to Regular Session.

No action was taken.

In the Matter of
Meeting with Mike Struckman
Regarding Pickaway County Planning Commission:

Mike Struckman of Scioto Township briefly met with the Commissioners to request their consideration of his appointment to the Pickaway County Planning Commission.

The county is currently in the process of converting from a Regional Planning Commission to a County Planning Commission. A County Planning Commission limits itself to eleven members, three of which are the County Commissioners or their designees. The remaining eight at-large members are appointed by the County Commissioners. For fair representation of the community, one member from the City of Circleville, one member recommended by the mayor's association, two members recommended by the township trustee association, and four members from different geographical areas of the county that possess diverse backgrounds will be appointed to the committee in the near future.

The Commissioners informed Mr. Struckman that they will consider his request and thanked him for his interest in being appointed to the Pickaway County Planning Commission.

In the Matter Meeting
With Members of the
Pickaway County Agricultural Society
Regarding Funding and Fairgrounds Road Maintenance:

Bob Black and Mike Bennett of the Pickaway County Agricultural Society met with the Commissioners to request their consideration in providing financial assistance for various capital improvements to fairgrounds structures and roads. Robert Parker, County Engineer, and Chris Mullins, Deputy County Engineer, and Waylon Strickland of the *Circleville Herald* were also in attendance.

Mr. Black began by thanking the Commissioners for the \$7,500 they awarded to the Agricultural Society from the \$40,000 the county allocated in 2008, as a part of the "Community Enhancement Funds" (CEF) program implemented this year. The purpose of the CEF is to assist local non-governmental community based not-for-profit organizations. The funds are to be strictly utilized for the enhancement upon the quality of life for the residents of the county, not for the organization's operating expenses. The continuance of the CEF will be determined on a year-to-year basis, contingent upon the county's financial condition. Mr. Black informed the Commissioners that their plans are to utilize their CEF award for restroom improvements, however; the Agricultural Society would like to accomplish additional capital projects such as replacement windows for the coliseum, a new midway stage to be used during the county fair and other functions, and the improvement of roads within the property of the fairgrounds.

That brought up the next topic of discussion by way of Mr. Black and Mr. Bennett requesting the county engineering department to provide fairgrounds road maintenance such as patching some areas with

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asphalt, and single/double chip and sealing of other areas. Mr. Parker presented the associated costs for the required materials, stating that his department would not charge for the manual labor involved.

Following further discussion of both requests, the Commissioners asked that they be provided with a list of capital projects from the Agricultural Society with the intention of its submission to Representative John Schlichter, along with other county capital improvement projects, to be taken under consideration for the State Capital Budget.

In the Matter of
Meeting with Jim Bolin, II
Regarding *Foxlair Farms, Inc.*
Settlement Agreement Payments:

James Bolin, II, CEO of *Foxlair Farms, Inc.* Mobile Home Park (MHP) located in Darby Township, met with the Commissioners to discuss the method in which real estate tax payments have been applied. Robert Parker, Sanitary Engineer; Chris Mullins, Deputy Engineer; Melissa Betz, County Auditor; Ellery Elick, County Treasurer; and Waylon Strickland of the *Circleville Herald* were also in attendance.

Mr. Bolin first informed the Commissioners that the final two payments totaling \$35,000 will be received by the Commissioners' office related to the sewer settlement agreement within the next few days. The payments represent debt accrued since 2004, from partial payments being received from the mobile home park's use of the county-owned Darby Township Sewer Sub-district. The sub-district is included in the Pickaway County General Sewer District billing process managed by Earnhart Hill Regional Water and Sewer District (EHRWSD).

As *Foxlair Farms, Inc.* was only making partial payments against its monthly sewer invoices, the outstanding balances were then applied as a special assessment on its real estate taxes. As the taxes continued to be paid they were applied to the sewer special assessment, which left balances remaining on the taxes that were accruing penalties and interest. Mr. Bolin provided a detailed break down of the billing and payment history, and concluded by requesting the Commissioners' consideration in authorizing a \$7,331 tax credit on penalties and interest toward *Foxlair Farms, Inc.*'s second half 2007, real estate taxes. The Commissioners explained that they do not have the authority to approve such a credit and the matter will be required to go before the Board of Revisions (BOR) for the final decision, consisting of the County Auditor, Treasurer, and a representative from the County Board Commissioners. The possibility of scheduling a BOR special meeting will be explored.

Mr. Bolin thanked the Commissioners for their time and cooperation in an effort to resolve the matter. The Commissioners responded by stating they appreciate Mr. Bolin's cooperativeness and that they look forward to any future development that may occur related to *Foxlair Farms, Inc.* MHP.

In the Matter of
Fund Transfers Approved:

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

3,458.44 from 101.1105.5609 – Auto, License, Gas Tax-Interest
to
201.0000.4705 – Auto, License, Gas Tax-Interest

244.51 from 101.1105.5610 – Motor Vehicle Permissive Tax-Interest
to
202.0000.4706 – Motor Vehicle Permissive Tax-Interest

141.36 from 101.1105.5611 – Special Project Assessment-Interest
to
901.0000.4707 – Special Project Assessment-Interest

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

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In the Matter of
Issuance of Blanket Purchase Order Approved:

Mr. Reeser offered the motion, seconded by Mr. Wippel to approve the following request for the ISSUANCE OF A BLANKET PURCHASE ORDER:

17,000 from 248.2030.5901 – Local Emergency Response Commission

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

Attest: Patricia Webb, Clerk

In the Matter of
Waiver Approved:

Mr. Reeser offered the motion, seconded by Mrs. Metzler to waive the waiting period to issue payment to the **Savings Bank of Circleville** in the amount of **\$480.00** from line item **#314.8116.5603**, Greenbrier Ditch Extension 1, for the payoff of Ronald Bowsheer's Special Assessment related to the construction of the project.

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

Attest: Patricia Webb, Clerk

In the Matter of
Meeting with Ohio Energy
Regarding Oil Exploration on County Property:

Joe and Nancy Melville of *Ohio Energy, Inc.* met with the Commissioners to request their approval in allowing the company to perform seismic readings on county property, specifically where the County Engineer Highway Garage, and the Sheriff's Office/jail facilities are located. Robert Parker, County Engineer; Sheriff Dwight Radcliff; and Chuck Pritchard, adjacent property owner, were also in attendance.

Mr. Melville stated that the company would like permission to continue its science in the area by shooting three seismic lines across county-owned acreage, which would involve no drilling. He presented a map of the area of interest, of which one of the three lines was found to cover acreage owned by the state. The Commissioners informed Mr. Melville that the county, of course, cannot address that property.

After Mr. Melville provided an overview of the process involved in performing the seismic readings, the Commissioners stated that with the topic having previously come before them, they determined that the decision should ultimately be made by Mr. Parker and Sheriff Radcliff as the county facilities involved are under their respective supervision.

Following further discussion, and given that Mr. Parker had to leave before the conclusion of the meeting due to a previously scheduled commitment, Sheriff Radcliff stated that he will contact him to discuss the matter further, after which he will contact Mr. Melville with their decision.

In the Matter of
Agreement Signed with Tyler Technologies, Inc.

The Commissioners signed an agreement on behalf of the Pickaway County Auditor with **Tyler Technologies, Inc., CTL Division, 3199 Klepinger Road, Dayton, Ohio 45406** in the amount of **\$3,380 a**

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month for the technical support services for the data processing systems and programs as they relate to property mass appraisal techniques and tax administration.

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

Attest: Patricia Webb, Clerk

**In the Matter of
Planning Session:**

The Commissioners devoted the remainder of the afternoon to review county capital improvement projects to be submitted as potential projects approved for inclusion in the State Capital Budget.

Also reviewed was Commissioner representation commitments on various boards and committees.

**In the Matter of
Weekly Dog Warden Report Filed:**

The weekly report for the Pickaway County Dog Shelter was filed for week ending January 26, 2008.

A total of \$742 was reported being collected as follows: \$224 in sales of dogs; \$45 in redemptions; \$5 in donations; \$468 in sales of tags; \$-0- in late tag fee penalties.

Three (3) dog 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. Reeser to adjourn. Voting on the motion was as follows: Mr. Wippel, yes; Mrs. Metzler, yes; Mr. Reeser, yes. Voting No: None. Motion carried.

Jay H. Wippel, President

Ula Jean Metzler, Vice President

Glenn D. Reeser
BOARD OF COUNTY COMMISSIONERS
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Attest: Patricia Webb, Clerk