

MONDAY, NOVEMBER 10, 2008
OFFICE OF THE 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, November 10, 2008, with the following members present: Mr. Jay H. Wippel; Mrs. Ula Jean Metzler, and Mr. Glenn D. Reeser.

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

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:**

Mrs. Metzler offered the motion, seconded by Mr. Reeser 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 November 7, 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 \$309,830.73 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
Change Order #1 Approved for
2008 Pavement Marking Project:**

The Commissioners signed and approved Change Order #1 in the amount of \$10,095.03 for the 2008 Pavement Marking contract with *Ogelsby Construction, Inc.* The change order reflects pavement markings for an additional 29.31 miles, increasing the original contract price to \$163,369.73.

**In the Matter of
Appointment of Barry Burns to Pickaway County
Board of Mental Retardation & Developmental Disabilities:**

Mrs. Metzler offered the motion, seconded by Mr. Reeser to appoint **Barry Burns, 346 Meadow Lane, Circleville, Ohio 43113 to the Pickaway County Board of Mental Retardation & Developmental Disabilities**, effective immediately and until MRDD's reorganizational meeting of January 2010. Mr. Burns replaces and completes the unexpired term of Tom Dixon.

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 in Executive Session
With City of Circleville Mayor:**

The City of Circleville Mayor, Chuck Taylor, met with the Commissioners at their request to discuss matters required to be kept confidential by federal law, federal rules, or state statutes.

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At 10:07 a.m., Mrs. Metzler offered the motion, seconded by Mr. Reeser to enter into Executive Session.

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 10:42 a.m., Mr. Reeser offered the motion, seconded by Mrs. Metzler to resume Regular Session.

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

No action was taken.

In the Matter of
Meeting with Melissa Betz
Regarding October Month-end Reports:

Melissa Betz, County Auditor, met with the Commissioner and distributed for their review the county's General Fund and Non-General Fund revenue and expenditure reports for month ending October 2008.

In the Matter of
Meeting with County Engineering Department
Regarding Signing of Warranty Deeds for Right-of-Way
Transferring Land for Red River Bridge Replacement Project:

Robert Parker, Pickaway County Engineer; Anthony Neff, Deputy County Engineer; and Gary Kenworthy, City of Circleville Law Director, met with the Commissioners regarding a right-of-way transfer for the Red River Bridge Replacement Project located on Commercial Point Road, Circleville Township.

Mr. Neff presented the Commissioners with a Warranty Deed prepared by the Pickaway County Prosecutor granting property being part of a 9.375 acre parcel owned by the Pickaway County Commissioners. All property involved in completing the project is required to have a road right-of-way deed. The deed transfers the property to the name of Gary Kenworthy, Trustee, ("strawman") in consideration of the sum of \$1.00 to be paid by the State of Ohio, Department of Transportation. It is necessary for the property to be temporarily transferred from the Pickaway County Board of Commissioners, and transferred back with a new description.

Following a brief question and answer session, Mrs. Metzler offered the motion, seconded by Mr. Reeser to sign the above-mentioned Warranty Deed in addition to signing a second right-of-way transfer Warranty Deed conveying the land back to the Pickaway County Board of Commissioners.

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 Gary Kenworthy
Regarding Municipal Court Bailiff Salary Reimbursements:

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The Commissioners spoke with Gary Kenworthy, City of Circleville Law Director, regarding the county's 2/5 reimbursement of Municipal Court Judges, Acting Judges, Clerk, and Bailiffs wages as specified in Ohio Revised Code §1901.11. The county's ongoing necessity for significant increases in its allocations to cover these costs has been a growing concern of the Commissioners. It had discovered that an additional bailiff had been hired, however; that fact only seemed to explain a portion of the increase of the county's reimbursement obligations.

Mr. Reeser mentioned that the ORC states that counties are obligated to reimburse 2/5 wages for bailiffs, no mention of probation officers, and in researching the matter it was found that positions previously classified as probation officers are now being classified as bailiffs.

Mr. Kenworthy stated that a number of years ago, when the previous municipal court judge took the bench, he did not replace an individual who left a job position that strictly served as a bailiff. Mr. Kenworthy explained that instead, probation officers were reclassified as bailiffs/probation officers that possess both bailiff and probation officer responsibilities, explaining that this was basically done for more flexibility. When Commissioners questioned the percentage of time that individuals in these positions were actually performing bailiff duties vs. probation officer duties, Mr. Kenworthy stated that would be a question for the municipal court judge.

It was ultimately decided that a meeting will be scheduled with City of Circleville Municipal Court Judge and City Auditor in the near future to further explore the matter.

In the Matter of
Meeting with Rich Elsea
Regarding Pickaway County Library Board Appointment:

Rich Elsea, a county-appointed member to the Pickaway County District Library Board, met with the Commissioners to inform them that he will not be able to be re-appointed to his position on the board. His current term expires December 31, 2008. Mr. Elsea stated that he has enjoyed working on the library board, however; due to his busy schedule he will not be able to continue serving.

After Mr. Elsea provided an overview of the library's recent activities, a brief discussion was held regarding possible replacements for his appointment, and the Commissioners thanked him for his years of dedicated service on the board.

In the Matter of
Elected Officials Luncheon:

The Commissioners attended the Pickaway County Elected Official's Luncheon, held at Goodwin's Restaurant.

In the Matter of
Meeting with Rojanne Woodward
Regarding Relocation of Jobs One-Stop Office:

Rojanne Woodward, Director of Pickaway County Job & Family Services, met with the Commissioners in reference to relocating the Jobs One-Stop office from its current location on U.S. Rt. 22 W, to the building located on northwest corner of the Pickaway County Service Center parking lot. With the agency's significant decrease in state funding, it has been decided to move the Jobs One-Stop to a location that the county could provide on a much less expensive and indirect cost-allocation basis. For 2008, the Job One-Stop's annual rent lease at its current location plus utilities total approximately \$75,000. The lease expires on April 30, 2009.

The building is currently occupied by the Clothing Center, operated by the Council of Church Women, for which the county has made the space available on a rent/utility-free basis for more than 30 years. A separate room in the building is occupied by the Disabled Veterans Administration (DAV), which will be offered space near the Soldier's Monumental Association housed in Memorial Hall.

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Mrs. Woodward stated that there will be a few ADA required modifications to be made to the building's restrooms for the Jobs One-Stop office to be compliant with the Workforce Investment Act. A portion of the modification costs made on behalf of the Jobs One-Stop office can be recouped on the county's indirect cost-allocation plan.

The relevant individuals associated with the Clothing Center and DAV office will be contacted to discuss the county's plans.

**In the Matter of Draft Copy of
Terms and Potential Terms to be Included in Deal Documents and
Code of Regulations Received for Review for Berger Hospital Conversion Project:**

The Commissioners received from Berger Hospital the draft *Berger Hospital – Conversion Project – Terms and Potential Terms to be Included in the Deal Documents* package, dated November 5, 2008, along with the *Code of Regulations of Berger Health System, Inc.* package for their review. No formal request for acceptance was made at this time.

The Commissioners discussed conducting public meetings throughout the county, possibly one at each county high school, sometime after the first of the year that would be attended by legal council representing the county, city, and Berger Hospital to receive questions and comments in reference to the requested conversion from a public to a private hospital. The format of the meetings and obtaining an impartial moderator to assist in facilitating those meetings were discussed with no definite decision made at this time.

**In the Matter of
Appointment of Emily Nelson to the
Pickaway County District Library Board:**

Mrs. Metzler offered the motion, seconded by Mr. Reeser to appoint Emily Nelson, 12219 Park Road, Orient, Ohio 43146, to the Pickaway County District Library Board.

Mrs. Nelson replaces Connie Williamson's appointment on the board, term expiring December 31, 2012.

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
Appropriations Approved:**

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

500 to 601.6053.5201 – Soil & Water-PERS
533 to 227.2020.5403 – VOCA-Travel

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
Transfers Approved:**

Mr. Reeser offered the motion, seconded by Mrs. Metzler to approve the following TRANSFER and RE-APPROPRIATION requests:

20 from 101.1140.5428 – Board of Elections-Contract Workers

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to
101.1140.5403 – Board of Elections-Travel

500 from 503.6916.5402 – General Sewer District-Contract Repairs
to
503.6916.5401 – General Sewer District-Contract Services

1,000 from 246.4010.5205 – Dog & Kennel-Workers Compensation
to
246.4010.5527 – Dog & Kennel-Vehicle Expenses
2,000 from 246.4010.5102 – Dog & Kennel-Salaries
to
246.4010.5527 – Dog & Kennel – Vehicle

2,000 from 246.4010.5203 – Dog & Kennel-Insurance
to
246.4010.5301 – Dog & Kennel-Supplies

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
Fund Transfers Approved:**

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

1,114.84 from 101.1105.5609 – Depository & Investment Interest
to
201.0000.4705 – Auto License & Gas Tax-Interest

272.82 from 101.1105.5610 – Depository & Investment Interest
to
202.0000.4706 – Motor Vehicle Permissive Tax-Interest

83.40 from 101.1105.5611 – Depository & Investment Interest
to
901.0000.4707 – Special Project Assessment-Interest

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

The weekly report for the Pickaway County Dog Shelter was filed for week ending November 8, 2008.

A total of \$483 was reported being collected as follows: \$269 in sales of dogs; \$45 in redemptions; \$65 in donations; \$91 in sales of tags; \$13 in late tag fee penalties.

Seven (7) dogs were destroyed.

No firearms were discharged.

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With there being no further business brought before the Board, Mr. Reeser offered the motion, seconded by Mrs. Metzler 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
PICKAWAY COUNTY, OHIO

Attest: Patricia Webb, Clerk