

TUESDAY, MAY 26, 2009
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, May 26, 2009, with the following members present: Mrs. Ula Jean Metzler; Mr. Glenn D. Reeser; and Mr. Jay H. Wippel. Ryan Scribner, County Administrator, was also in attendance.

**In the Matter of
Minutes Approved:**

Mr. Wippel offered the motion, seconded by Mr. Reeser to approve the minutes from May 18, 2009.

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

Attest: Patricia Webb, Clerk

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

Mr. Reeser 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 May 22, 2009, 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 **\$413,851.54** on the County Treasurer to satisfy the same.

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

Attest: Patricia Webb, Clerk

**In the Matter of
Rental Lease Agreement Signed
For Jobs One-Stop Office:**

Commissioner Ula Jean Metzler, President, signed a Rental Lease Agreement between the county and the Pickaway County Job & Family Services Department for housing of the Jobs One-Stop office located at 160 Island Road, Circleville, Ohio 43113, for period of May 1, 2009, through December 31, 2009, at a monthly rate of \$839.08.

**In the Matter of
Penny Dietrich Reappointed to
Paint Valley Alcohol, Drug Addiction & Mental
Health (ADAMH) Services Board:**

Mr. Wippel offered the motion, seconded by Mr. Reeser to **re-appoint Penny Dietrich**, 320 Edwards Road, Circleville, Ohio to the **Paint Valley Alcohol, Drug Addiction & Mental Health (ADAMH) Services Board** for a second four-year term **from July 1, 2009, to June 30, 2013.**

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

Attest: Patricia Webb, Clerk

In the Matter of

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**FY09 Community Development Block Grant
Projects Approved for Submittal to Ohio
Department of Development:**

In reference to Pickaway County's FY 09 Community Development Block Grant application to the Ohio Department of Development, and upon the Commissioners' review of the submitted project applications from eligible entities, Mr. Wippel offered the motion, seconded by Mr. Reeser to adopt the following Resolution:

Resolution No.: PC-052609-1

WHEREAS, the Pickaway County Board of Commissioners has received notification from the Ohio Department of Development that the county has been allocated the sum of \$136,000 in Community Development Block Grant (CDBG) funds for fiscal year 2009, then

THEREFORE BE IT RESOLVED that the Pickaway County Board of Commissioners proposes the following projects and allocations be submitted as part of the county's grant application for fiscal year 2009:

Muhlenberg Township Renovations to Township House	\$31,300
Village of New Holland Village Park Improvements	\$10,500
Pic-A-Fay Joint Fire District Upgrade Fire Station Generator	\$11,530
Village of Orient (Priority #1) Replace Lift Station Grinder	\$45,000
Village of Orient (Priority #2) Village Park Improvements	\$16,270
Fair Housing Administration	\$ 1,000 \$ 20,400
Total	\$136,000

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

Attest: Patricia Webb, Clerk

**In the Matter of
Subordination Agreement
Approved for Andrea Hurles:**

The Commissioners received a mortgage loan subordination request from *The Savings Bank of Circleville* on behalf of Andrea Hurles, 1930 Cheyenne Drive, Circleville, Ohio 43113. In October 2000, Ms. Hurles received rehabilitation assistance for improvements and repairs to the home in the amount of \$8,140.67 in the form of a 100% forgivable ten 10-year declining loan offered through the FY99 Pickaway County Community Housing Improvement Program (CHIP). In October 2009, the remaining balance on the declining loan will be \$814.04.

The Savings Bank has approved a mortgage loan in amount of \$95,000 for the purpose of constructing a room addition to the home. When the addition is complete, the value of the property is

estimated to be \$126,000 and the equity in the home will support all liens. The interest rate on the new mortgage loan reduces Ms. Hurles' interest rate from 6.75% to 5.25%. Pickaway County will remain in second lien position.

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Following the Commissioners' review of the submitted documentation, Mr. Wippel offered the motion, seconded by Mr. Reeser to approve the subordination request.

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

Attest: Patricia Webb, Clerk

In the Matter of
Meeting with Trevor Vessels
Regarding Ohio Jobs and Growth Plan/Proposed Casino Ballot Issue:

Trevor Vessels met with the Commissioners to provide an overview of the Ohio Jobs and Growth Plan that could be placed on the ballot where voters will have the opportunity to approve a constitutional amendment that calls for one full service, first-class casino within the cities of Cleveland, Cincinnati, Columbus, and Toledo. The collection of the required number of signatures of registered voters is currently underway to place the issue on the November 3, 2009 statewide ballot, which must be filed with the Secretary of State by July 1, 2009. The primary backers of the proposal are Dan Gilbert, majority owner of the NBA's Cleveland Cavaliers, the Chairman and Founder of Quicken Loans, and Penn National Gaming, Inc., a prominent owner and operator of casinos and racetracks, including Raceway Park in Toledo.

Mr. Vessels began by stating that it has been proven that Ohio residents travel to neighboring states for casino gaming which causes Ohio to lose hundreds of millions of dollars in tax revenues generated each year. He stated that the proposal provides far more benefit to the state, county, and local governments, schools, and the people of Ohio than any previous casino gaming ballot proposal. The proposal requires a minimum of \$250 million in private economic investment in each of the casino locations – a total of \$1 billion in required economic investment. The state will also receive upfront license fee payments totaling \$200 million, specifically designated for job training and workforce development. Gross casino revenues will be taxed at a rate of 33%. Based on estimated annual gross casino revenue of \$1.8 billion, approximately \$600 million in casino tax revenue will be generated each year, with counties and Ohio schools receiving the bulk of those revenues. Mr. Vessels stated that 51% of the revenues will be distributed among the 88 counties, based on population. In counties whose largest city has a population greater than 80,000, half of the county's distribution goes to that city. All public school districts will receive 34% based on student population, while 5% is apportioned among the casino host cities, 3% for the Ohio State Racing Commission to help revitalize the horse racing industry in Ohio and funding the operations of the Ohio Casino Control Commission, and 2% for treatment of problem gambling and substance abuse, including related research, and for the funding of training for law enforcement agencies. Mr. Vessels stated that the proposal will create approximately 13,000 temporary jobs for the construction of the casinos, and approximately 7,000 permanent casino positions will be created once the facilities are fully operational. It was pointed out that proposal does not call for the construction of surrounding hotels, restaurants, etc., making it the casinos a "destination place", however; the existing businesses in the four cities that are currently facing rough times with the existing economic climate should experience an increase in trade, and ultimately new development will more than likely occur. Mr. Vessels pointed out that a casino would be a good fit for the Arena District in Columbus.

The final piece of information Mr. Vessels said he wanted to leave the Commissioners with was in regards to the regulation on casinos that is included in the amendment language will be handled by the Ohio Casino Control Commission. Mr. Vessels stated that if the issue is passed by the voters, the General Assembly will have six (6) months after November 3rd to enact legislation that will cover everything from very small details all the way up to the creation of the Casino Control Commission, consisting of seven (7) members appointed by the Senate and the Governor. Commission members shall possess various specific backgrounds.

Following a brief question and answer session, the Commissioners thanked Mr. Vessels for the information, which he in turn thanked them for their time and requested that they not hesitate to contact him with any further questions they may have in the future.

In the Matter of
Meeting with Darby Township Trustees
Regarding Derby Sanitary Sewer Project:

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The Commissioners met with Darby Township Trustees, Ned Musselman, Chris Creamer, and Jerrold Fields regarding the proposed sanitary sewer project for the unincorporated Village of Derby. Pickaway County Sanitary Engineer, Robert Parker, Deputy Engineer Chris Mullins; along with Kevin Woods and Randy Stoll of *ME Engineering, Inc.* were also in attendance. The Commissioners recently authorized *ME Engineering, Inc.* to provide the design plans for the project.

Commissioner Reeser began by stating that while the trustees have been aware of and have had discussions with the County Commissioners a number of times over the past several years regarding the Findings and Orders that were placed on the county by the Ohio EPA related to unacceptable levels of solid waste making its way into Greenbrair Ditch, a tributary of Big Darby Creek, the Commissioners brought them up to date with the progress of that has occurred over the past few months regarding the issue. Mr. Reeser did point out however, that Sherre Gossett-Johnson of the Ohio EPA stated in a recent meeting with the Commissioners that if the county does not keep moving on its “bench marks” to rectify the issue, the matter will be turned over to the Ohio Attorney General. While having said that, the Commissioners also reiterated their concerns regarding the low-to-moderate income residents in the Derby area that will be responsible for the construction costs for the sanitary sewer, responsible for the cost to tap their laterals into the system, in addition to a monthly user fee that they are not currently paying due to their current use of septic systems. The Commissioners stated that the county is seeking various grant sources, state and/or federal appropriations, low-to-no interest loans through the Ohio Public Works Commission, and possible Stimulus money that may eventually become re-available if the project were to become “shovel ready” at the appropriate time. Mr. Stoll stated that they are currently seeking a \$500,000 grant for the construction of the project, and an additional \$100,000 for residents to tap into the system and the costs associated with the abandonment of their septic systems. It was pointed out, however, that if the area is at least 51% LMI, the LMI users cannot be charged for the tap fees.

Discussion was then held regarding the door-to-door Income Survey process that will need to be performed in Derby as proof that the area is low-to-moderate income, which is necessary to obtain grants. *ME Engineering, Inc.* will assist with the Income Survey process that entails asking residents to anonymously provide their income by checking the appropriate box on form they will be provided that reflects their income range and the number of individuals living in the home. The residents will place form in a sealed envelope that will be later analyzed. During the discussion it was determined that a flyer will be prepared by the Sanitary Engineering Department that the trustees can distribute to the area residents informing them of the upcoming Income Survey process and why its being performed. Mr. Wood pointed out that the flyer can only provide the facts about the Income Survey and can not contain language that tells them that by filling out the form, grants may be obtained for the cost of the project. It will also be necessary to determine the official boundaries for the area that will be surveyed and serviced by the sanitary sewer system and that information will be provided to Sheree Gossett-Johnson of the Ohio EPA.

Following further discussion, the Commissioners thanked the trustees for their time and assistance they will be providing in moving forward with getting the information of the upcoming Income Survey out to the Derby residents.

In the Matter of
Meeting with County Auditor
In Executive Session Regarding Personnel Matter:

Melissa Betz, Pickaway County Auditor, met with the Commissioners to discuss a personnel matter.

At 11:15 a.m., Mr. Wippel offered the motion, seconded by Mr. Reeser to enter into Executive Session.

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

Attest: Patricia Webb, Clerk

At 11:40 a.m., Mr. Wippel offered the motion, seconded by Mr. Reeser to resume Regular Session.

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

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No action was taken.

**In the Matter of
Annual Wolf Run Group Ditch
Joint Board of County Commissioners' Annual Meeting:**

The annual meeting of the Joint Board of County Commissioners for the Wolf Run Group Ditch was conducted on Tuesday, May 25, 2009, in the Pickaway County Board of Commissioners office, 139 West Franklin Street, Circleville, Ohio 43113 with the following members in attendance: Pickaway County Commissioners Ula Jean Metzler; Glenn D. Reeser; Jay H. Wippel; Ross County Commissioners Frank Hirsh; and James Caldwell. Commissioner Doug Corcoran was absent. Robert Parker, Pickaway County Engineer; Chris Mullins, Deputy County Engineer; Kelly Shelton, Ross County Administrator; and Ryan Scribner, Pickaway County Administrator were also in attendance.

The purpose of the meeting was to review the ditch maintenance fund balance, its 2009 anticipated revenue and expenditures, and to certify the 2009 ditch maintenance assessments made against benefiting property owners along the ditch located in both Pickaway County (Deercreek Township), and Ross County (Deerfield Township).

Mr. Parker reported that as of May 1, 2009, the ditch maintenance fund has a balance of \$2,148.60, with anticipated real estate assessment collection revenue of \$458.34, and estimated expenses in the amount of \$1,080 in 2009 for mowing charges and Pickaway County Soil & Water Conservation District office administrative costs of \$280, for a projected carryover of \$1,526.94 at the end of 2009. The current base cost for the ditch is \$28,000, with a 20% maximum for contingencies. Another base cost evaluation is due in 2011.

Copies of the report for the annual inspection of the ditch conducted on April 1, 2009, by the Soil & Water Conservation District Office were distributed. Committee members Andy Hamman and Donald Shaw were present for the inspection. The inspection report stated that Andy Hamman will fix the bank with soil and riprap on a recent (2 years old) waterway installed at the outlet of the ditch. At Hatfield Road, Mr. Hamman will recover riprap falling into the ditch at the road culvert and replace rock back on the bank and into the field. Reseeding and fertilizer is needed. Follow up is needed to view more of the open channel.

The Joint Board of County Commissioners then reviewed the schedule of assessments that are to be made against benefiting landowners in both Pickaway and Ross Counties. Upon completion of the review, which was followed by a brief question and answer session, Mr. Caldwell offered the motion, seconded by Mr. Reeser to adopt the following Resolution approving and certifying the assessments for year 2009, collectible in year 2010:

Resolution No.: PC-052609-2

WHEREAS, special assessments were made against the described real estate on the following list of benefiting acreage situated in Deercreek Township and Deerfield Township, Pickaway County and Ross County respectively, and

WHEREAS, assessments were made for the Wolf Run Group Ditch Maintenance Fund and is in compliance with O.R.C. §6137.02, then

THEREFORE BE IT RESOLVED that the Auditor of Pickaway County, Ohio and the Auditor of Ross County, Ohio are hereby authorized and directed to place said assessments on Tax Duplicates for year 2009 against the benefiting landowners listed below:

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

Attest: Patricia Webb, Clerk

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**In the Matter of Certification of
2009 Assessments to the Pickaway County Auditor for
Wolf Run Group Ditch:**

This is to certify that special assessments were made against the described real estate situated in Deercreek Township, Pickaway County, Ohio. Said assessments were made for the Wolfe Run Group Ditch Maintenance Fund in compliance with O.R.C. §6137.02, and the Pickaway County Auditor is hereby authorized and directed to place said assessment on Tax Duplicates for year 2009 against the following schedule of landowners to be benefited, to wit:

**Wolf Run Group Ditch
Pickaway County
Deercreek Township
2009**

PROPERTY OWNER	PARCEL NUMBER	TOTAL ACRES	BENEFITED ACRES	ASSESSMENT
Shaw, Harold	C09-0-001-00-376-00	53.2	13.2	\$ 26.68
Sheridan, Mary Ellen Trustee	C09-0-001-00-380-00	273	19	\$ 38.99
Hamman, Andy Russell & Cathryn Mace, Harold (Trust), Norma Mace, Trustee	C09-0-001-00-354-01	24.36	22	\$ 45.15
Mace, Harold (Trust), Norma Mace, Trustee	C09-0-001-00-373-00	72.2	48	\$ 98.51
Mace, Harold (Trust), Norma Mace, Trustee	C09-0-001-00-374-00	3.6	3.6	\$ 7.39
Massey, Norman D.	C09-0-001-00-380-01	7.18	4	\$ 8.20
Massey, Norman D.	P33-0-001-00-162-01	51.52	1	\$ 2.06
Shaw, Donald E. Sr. & Constance F.	C09-0-001-00-355-00	41	8	\$ 16.42
Shaw, Donald E. Sr. & Constance F.	C09-0-001-00-356-00	44	44	\$ 90.30
Shaw, Donald E. Sr. & Constance F.	C09-0-001-00-357-00	40	21	\$ 43.09
Shaw, Donald E. Sr. & Constance F.	C09-0-001-00-358-00	90	12	\$ 24.63
Barbee, T. Richard Jr.	C09-0-001-00-367-00	129	21	\$ 43.09
	Total:		216.8	\$ 444.51

Attest: Patricia Webb, Clerk

**In the Matter of
2009 Assessments to the Ross County Auditor for
Wolf Run Group Ditch:**

This is to certify that special assessments were made against the described real estate situated in Deerfield Township, Pickaway County, Ohio. Said assessments were made for the Wolfe Run Group Ditch Maintenance Fund in compliance with O.R.C. §6137.02, and the Ross County Auditor is hereby authorized and directed to place said assessment on Tax Duplicates for year 2009 against the following schedule of landowners to be benefited, to wit:

**Wolf Run Group Ditch
Ross County
Deerfield Township
2009**

PROPERTY OWNER	PARCEL NUMBER	TOTAL ACRES	BENEFITED ACRES	ASSESSMENT
Ruth Will	100705007000	294.81	19.2	\$ 39.40
Norma Mace, Trustee	090705009000	237.7	206.8	\$ 424.40
E. Scott McCollister, etal	100705010000	163.35	98.4	\$ 201.94
GE-MJ Farms, LLC	090705003000	306.66	107.3	\$ 220.20
Andy R. Hamman & Cathryn	090705002000	184.68	31.9	\$ 65.47
Norman D. Massey	100705012000	8.23	3.3	\$ 6.77
	Total:		466.9	\$ 958.18

Attest: Patricia Webb, Clerk

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**In the Matter of
Meeting with Jim Deal Regarding
Emergency Management Agency Update:**

Jim Deal, Pickaway County EMA Director, met with the Commissioners to provide an agency update.

Mrs. Metzler first asked Mr. Deal if he has an outreach program in place where he visits the various schools to provide and distribute information on tornado safety at home, etc. Mr. Deal stated that he has provided literature and other circulars to some of the schools but has not implemented a specific outreach program. In further discussing the matter of getting information regarding various safety tips out to students, it was determined that Mr. Deal will speak to the county's four (4) school district superintendents at one of their regularly scheduled meetings conducted at the Board of Education to discuss implementing outreach programs in the schools.

Mr. Deal then provided the Commissioners of an overview of the various meetings he has attended since January of this year, and the information on the various grants the agency administers.

**In the Matter of
Waivers Approved:**

Mr. Wippel offered the motion, seconded by Mr. Reeser to waive the waiting period to issue payment to the following:

- **Lucinda M. Eubanks** in the amount of **\$1,950** from line item **#297.5002.5401** for administering the Pickaway HELPS ACT Workshops.
- **Nicholas J. Holmes, Jr.** in the amount of **\$291.16** from line item **#101.1210.5408** for visiting judge services in Common Pleas Court.

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

Attest: Patricia Webb, Clerk

**In the Matter of
Creation of New Line Item Approved:**

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

204.3004.5701 – Transfer Out-FEMA

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

Attest: Patricia Webb, Clerk

**In the Matter of
Amended Certificate Approved:**

Mr. Wippel offered the motion, seconded by Mr. Reeser to approve the following request for an AMENDED CERTIFICATE:

Resolution No.: PC-052609-3

WHEREAS, the Pickaway County Budget Commission did grant and AMENDED CERTIFICATE in the amount of **\$19,089** for the **FEMA Fund, #204**, then

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THEREFORE BE IT RESOLVED that the Pickaway County Commissioners hereby appropriate the following sum for expenditure for period ending December 31, 2009.

FEMA FUND #204
\$19,089

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

Attest: Patricia Webb, Clerk

In the Matter of
Fund Transfers Approved:

Mr. Wippel offered the motion, seconded by Mr. Reeser to approve the following requests for a FUND TRANSFER:

19,089 from 204.3004.5701 – FEMA-Transfer Out
to
201.0000.4901 – ALGT-Transfers

205,272.50 from 204.3004.5701 – FEMA-Transfer Out
to
201.0000.4901 – ALGT-Transfers

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

Attest: Patricia Webb, Clerk

In the Matter of
Appropriations Approved:

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

1.225 TO 296.1256.5478 – Misdemeanor Day Reporting-Remittance
7,611.40 to 101.1105.5703 – Contingencies
19,089 to 204.3004.5701 – FEMA-Transfer Out
19,089 to 204.0000.4926 – FEMA-Other Receipts

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

Attest: Patricia Webb, Clerk

In the Matter of
Transfers Approved:

Mr. Wippel offered the motion, seconded by Mr. Reeser to approve the following TRANSFERS and RE-APPROPRIATIONS:

205,272 from 204.3004.5901 – FEMA-Other Receipts
to
204.3004.5701 – FEMA-Transfer Out

7,611.40 from 101.1105.5703 – Contingencies
to
101.1217.5417 – Juvenile Detention Center

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255 from 101.1215.5492 – Juvenile-Court Services
to
101.1215.5309 – Juvenile-Postage

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

Attest: Patricia Webb, Clerk

In the Matter of
Weekly Dog Warden Report:

The weekly report for the Pickaway County Dog Shelter was filed for week ending May 23, 2009.

A total of \$447 was reported being collected as follows: \$224 in sales of dogs; \$30 in redemptions; and \$50 in donations; \$117 in sales of tags; and \$26 in late tag fee penalties.

No dogs were euthanized.

No firearms were discharged.

With there being no further business brought before the Board, Mr. Reeser offered the motion, seconded by Mr. Wippel to adjourn. Voting on the motion was as follows: Mrs. Metzler, yes; Mr. Reeser, yes; Mr. Wippel, yes. Voting No: None. Motion carried.

Ula Jean Metzler, President

Glenn D. Reeser, Vice President

Jay H. Wippel
BOARD OF COUNTY COMMISSIONERS
PICKAWAY COUNTY, OHIO

Attest: Patricia Webb, Clerk