

Minutes for February 18, 2021

Commissioners Present: Crooks, Porter, Cameron
Staff Present: Susan Reese

RES 21-0171 Meeting was called to order at 10:00 a.m. on the motion of Commissioner Cameron and the second of Commissioner Porter.

Vote was Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

Commissioner Cameron moved to approve the payment of bills, pending review.
Seconded by Commissioner Porter .

Vote was Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

Commissioner Cameron moved to approve the payroll, pending review.
Seconded by Commissioner Porter .

Vote was Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

Commissioner Crooks noted that Mr. Cherevas was expecting a call from the Commissioners today.

- Commissioner Porter believes a letter would be the best communication, then there would be a paper trail
 - We are not denying him water just going a different route
- Commissioner Crooks said he was told we would call him back
 - Let him vent and give him x-amount of time to talk
- Commissioner Cameron suggested just listening and then tell him we will be sending a letter

Commissioner Cameron said Alma called her to say that County Court would be opening back at their Law Administration location Monday and had questions about their security.

- Deputy Cecil LeFever will be their security
 - Working 8-4 with no lunch break
- It was decided that County Court security is not the Commissioners call

Commissioner Cameron also reported that Judge Cottrill knew of no issues with purses in the Courtrooms.

- Commissioner Crooks understood it was because of COVID and Deputy Paxson didn't want to go through them at the Court entrance

Commissioner Porter asked if anyone knew anything about the Student Internet Café Center that the City gave money to.

- No

Pam Davis, Human Resources, came to discuss IT candidates and the following was then considered:

RESOLUTION 21-0172 approve the employment of Paul Reed as Desktop Technician, for the Muskingum County IT Department upon the successful completion of a second interview and contingent upon passage of the pre-employment assessments.

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Starting wage will be \$19.00 per hour with the opportunity for a \$1.00 an hour increase upon the successful completion of a 180 day probationary period and completion of Network Plus Certification.

Motion made by Commissioner Porter, seconded by Commissioner Cameron.

Roll Call: Crooks, aye; Porter, aye; Cameron, aye.

Motion carried

Lori Overmyer, with Goettler Associates, Inc. met with the Commissioners virtually regarding their work on a grant for Clay City Heritage Center.

- She asked about a County Arts Council
 - Plan not yet approved
- What are some other draws in Muskingum County
 - The Wilds
 - Parks
- The pottery trend in this area has lessened
- Where does this proposed center fit in
 - Enhances what we already have
- There is another group in Muskingum County offering a similar experience
 - The two groups seem to have differing philosophies
- Could this be offered at the Masonic Temple to begin with
- Jim Lepi could be a good resource for Ms. Overmyer
- Ms. Overmyer just wants to recommend a “real world” plan

Mark Zanghi, Assistant Prosecutor came to discuss the Imlay Road water project and Mr. Cherevas' request.

- Commissioner Porter said we are not denying Mr. Cherevas water, but it is not feasible to pay what he is asking for easement
 - Mark said that is legal
 - Commissioner Porter would rather send a letter than call
- Commissioner Cameron would like to call Mr. Cherevas to tell him we will be sending a letter

The Commissioners placed a call to Mr. Cherevas...he was not available and Commissioner Crooks left a message telling him he would be receiving a letter from the Board.

Mark reported on the Maysville Avenue Sewer Improvement bids.

- All three bids would be acceptable
 - However, ASK and Zemba weren't technically compliant but do fulfill the basis for the bid. Each vendor was fully cognizant of requirements.
 - Lump sum includes everything
 - ASK didn't break out Addendum #2
- Commissioner Porter noted that Board does not have to accept lowest bid
 - There are concerns with ASK and directional boring
 - Also, we have had issues in the past with ASK issuing a number of Change Orders
- Commissioner Cameron noted Hazen's 10% bond assurance on a previous bid and their bid being denied because of it

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- At some point don't we have to say...paperwork must be filled out correctly

Brandon Garling, National Gas/Energy Cooperative Land Agent, met with the Commissioners virtually to discuss Pipeline Right of Way and Easement for the new K-9 Adoption Center, East Pike facility.

- National Gas couldn't find any easement for existing pipelines
- This Easement and ROW would allow National Gas to install the necessary 2" plastic pipeline off the existing pipeline
- Commissioner Porter asked if they would be installing by directional bore or open cut
 - Directional bore
- Commissioner Porter asked if the Port Authority should sign an Easement, as well. A small portion of the area belongs to the Port Authority
 - Brandon will contact them
- Brandon asked the Commissioners, if they agree to the Easement, to sign and return original, they will record
- The Commissioners executed the easement later in the day

There was continued discussion regarding the Maysville Avenue Sewer Improvement bids.

- Mark said the Board always has the right to reject any and all bids
- Commissioner Cameron has concern that this is the third time in less than a year that ASK's paperwork has not been correct on a bid
- Commissioner Porter's concern is with ASK's reputation of change orders
- Mark said only one bidder checked all the boxes of requirements...Hazen
- Commissioner Porter suggested not putting the requirements in the bid packet if we're just going to waive them
- Mark said it is within the sound discretion of the Board to make their own choice

The following was then considered:

RESOLUTION 21-0173 approve the award of bid, being submitted correctly and in full, to Hazen Services, LLC in the amount of \$117,345.00 base bid; per addendum 2, \$25.00 per SF as unit cost for concrete pavement repair at the bore pit work area; item two, per addendum 2, a lump sum of \$3,000 for replacement of the stair in front of the Foxhole.

Motion made by Commissioner Cameron, seconded by Commissioner Crooks.

Roll Call: Crooks, aye; Porter, aye; Cameron, aye.

Motion carried.

RESOLUTION 21-0174 accept and sign Pipeline Right of Way and Easement to National Gas and Oil Cooperative at the location of the new Muskingum County K-9 Adoption Center, East Pike.

Motion made by Cameron, seconded by Commissioner Porter.

Roll Call: Crooks, aye; Porter, aye; Cameron, aye.

Motion carried.

Pam Davis, Human Resources came to meeting with the Commissioners to provide information for their request of Coal Run Road expenses.

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- County paid \$5,000 deductible to CORSA
- \$6,000,000 settlement
- \$1,052,936.62 legal fees

Coal Run lawsuit ran from 2003 to 2008.

The Commissioners adjourned for lunch to resume session at 1:30 p.m.

The following legislation was now considered:

RESOLUTION 21-0175 approve the payment of invoices incurred in 2020 with 2021 Funds payable to the following vendors for invoice(s) dated prior to encumbrances as requested by Beth Iden, Deputy Clerk, Muskingum County Commissioners.

<u>Name of Vendor</u>	<u>Description</u>	<u>Amount</u>
CORSA	Claim Engineer Office	\$500.00
Isaac Wiles	Sheriff Legal Services	\$260.00

Motion made by Commissioner Cameron, seconded by Commissioner Porter.

Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

RESOLUTION 21-0176 approve and authorize a financial grant for economic development for Muskingum County, Ohio in the amount of Ten Thousand Dollars (\$10,000.00) from the Board of Muskingum County Commissioners to the South East Area Transit from line item 001-902-507024-Outside Agencies.

Motion made by Commissioner Porter, seconded by Commissioner Cameron.

Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

RESOLUTION 21-0177 authorize Mollie S. Crooks on behalf of the Board of Muskingum County Commissioners the WPCLF Agreement and Exhibit for the PY2021 HSTS Program as requested by Sheila Samson, Director, Muskingum County Community Development.

Motion made by Commissioner Cameron, seconded by Commissioner Porter.

Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

RESOLUTION 21-0178 approve the payment of invoices incurred in 2020 with 2021 Funds payable to the following vendors for invoice(s) dated prior to encumbrances as requested by Jason Baughman, Chief Building Official, Muskingum County Building Department.

<u>Name of Vendor</u>	<u>Description</u>	<u>Amount</u>
Muskingum County Commissioners	Vehicle Maintenance	\$117.60
State of Ohio Assess/BBS	Treasurer State of Ohio/BBS	\$815.44

Motion made by Commissioner Porter, seconded by Commissioner Cameron.

Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

RESOLUTION 21-0179 authorize the Mid-East Ohio Building Department to refund building permit fees to Buckeye Mechanical Contracting, Inc. in the amount of \$226.60. Mid-East Ohio Building Department does not have jurisdiction over this location. The request was received from Jason Baughman, Chief Building Official.

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Motion made by Commissioner Cameron, seconded by Commissioner Porter.

Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

RESOLUTION 21-0180 re-appoint Anthony Adornetto and Sheryl Derry to the Muskingum County Center for Seniors Board with a term to commence immediately and end on February 29, 2024.

Motion made by Commissioner Porter, seconded by Commissioner Cameron.

Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

RESOLUTION 21-0181 appoint Susan Jones to the Area Agency on Aging 9 Regional Advisory Council with a term to commence February 18, 2021 and end on February 17, 2025.

Motion made by Commissioner Porter, seconded by Commissioner Cameron.

Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

RESOLUTION 21-0182 approve the line item transfer of monies within Fund Number 064 as requested by Vicki Vallee, Financial Supervisor, Muskingum County Juvenile Court, as follows:

LINE ITEM TRANSFER OF MONIES

<u>From Line Item</u>	<u>To Line Item</u>	<u>Amount</u>
064-444-504178 Restitution Youth Wages	064-444-501002WRKDT-Salaries	\$16,267.50
064-444-504178 Restitution Youth Wages	064-444-502001WRKDT-Medicare	\$ 236.00
064-444-504178 Restitution Youth Wages	064-444-502003WRKDT-PERS	\$ 2,278.00
064-444-504178 Restitution Youth Wages	064-444-502004WRKDT-Insurance	\$ 8,658.28
064-444-504178 Restitution Youth Wages	064-444-502009WRKDT-Workers Comp	\$ 245.00

Motion made by Commissioner Cameron, seconded by Commissioner Porter.

Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

RESOLUTION 21-0183 authorize the advertisement of bids for the Muskingum County Water Department Facility in the *Zanesville Times Recorder* on February 25, 2021 with a bid opening on March 18, 2021 at 10:30 am in the Muskingum County Commissioners office.

Motion made by Commissioner Porter, seconded by Commissioner Crooks.

Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

RESOLUTION 21-0184 approve the line item transfer of monies within Fund Number 147, AMG Waterline Project, as requested by Peggy Taylor, Office Manager, Muskingum County Water Department , as follows:

LINE ITEM TRANSFER OF MONIES

<u>From Line Item</u>	<u>To Line Item</u>	<u>Amount</u>
147-373-504013 AMG Engineering	147-373-504001 AMG Contract Services	\$2,724.39

Motion made by Commissioner Cameron, seconded by Commissioner Porter.

Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

RESOLUTION 21-0185 approve the payment of invoices incurred in 2020 with 2021 Funds payable to the following vendors for invoice(s) dated prior to encumbrances as requested by Sheriff Matthew Lutz.

<u>Name of Vendor</u>	<u>Description</u>	<u>Amount</u>
Modern Office Methods	Jail Copier Overage	\$306.47

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Donald Parmiter Radio tower electric \$171.59
Motion made by Commissioner Porter, seconded by Commissioner Cameron.
Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

RESOLUTION 21-0186 authorize the signing of the title page of the plans for the Muskingum County Water Department Facility. This building is for equipment and supply storage.
Motion made by Commissioner Cameron, seconded by Commissioner Porter.
Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

RESOLUTION 21-0187 authorize Mollie S. Crooks to sign the Final Exhibits for OWDA for the Arch Hill Road Water Main Extension, the Rt. 555 Water Main Extension, the Rix Mills Road Water Main Extension, and the Chandlersville-Herron Road Water Main Extension. This exhibit will allow OWDA to close the loan for each project and establish an amortization schedule .
Motion made by Commissioner Porter, seconded by Commissioner Cameron.
Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

RESOLUTION 21-0188 authorize Mollie S. Crooks to sign Change Order Number Four for the Leffler/Baughman Run Rds & Village of Roseville Water Main Extension Project. This Change Order is for additional work completed for the project.
Motion made by Commissioner Cameron, seconded by Commissioner Porter.
Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

RESOLUTION 21-0189 authorize Mollie S. Crooks to sign Pay Application Number 8 for the Leffler/Baughman Run Rds & Village of Roseville Water Main Extension Project in the amount of \$130,660.20.
Motion made by Commissioner Porter, seconded by Commissioner Cameron.
Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

RESOLUTION 21-0190 accepts Official Amended Certificate Number Three (3) as submitted by Muskingum County Auditor, Debra J. Nye, on behalf of the Muskingum County Budget Commission dated February 11, 2021.
Motion made by Commissioner Cameron, seconded by Commissioner Porter.
Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

The Clerk received a message from Peggy Taylor of the Water Department asking if the Commissioners would give permission to shut off and lock the water meter at 5345 Chandlersville Road, a previous Dwight Taylor property.

- She also reported that there are squatters in the property
- The Commissioners agreed to have the meter shut off and locked

Jason Baughman, Chief Building Inspector, came to meet with the Commissioners to discuss the City Agreement.

- Commissioner Porter just wants the County to get paid for what we'll be doing and the City to get paid for what they'll be doing

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- The Mayor should have discussed percentages when in last week , not calling each Commissioners to discuss
- Commissioner Cameron asked if the City has an architect will that help Jason
 - City is currently the County's backup
 - But having Todd will not make Jason's life easier
 - Jason believes the percentage should have been 50-50 to begin with
 - County has gotten more for nine years
- Commissioner Porter said he talked with Larry Richcreek, former Chief Building Official and Larry told him he would not agree to it
- Jason estimates that every 10% to the City results in approximately \$13,000 from the County
- Commissioner Porter noted that Mayor Mason did not form the Building Department
- Commissioner Porter said he would be open minded; weigh giving up versus gaining but will not support 50%

Commissioner Porter said that the Building Department has always been a cost to the County

- Jason would disagree saying they returned \$1.5 million to the County 2001-2018
 - They will continue to bring money to the County
- Commissioner Crooks would like to see the partnership with the City

Jason was asked why there are several refunds of building fees because the establishment was out of the Building Department's jurisdiction.

- The Building Department takes the applicant's word on where the establishment is located and then when the inspector does a site visit, sometimes they find out otherwise

Jason had a question about the Washington County Port Authority purchasing property with a portion of the property being in Morgan County.

- Their Port Authority is asking that Washington County Building Department have jurisdiction over all of the property, including the Morgan County portion
- The Board decided to tell them to be consistent; follow the County lines

Jason reported that Washington County is looking for a Building Official

- What are the Commissioners' opinion about Jason applying
 - Jason feels this would help build an in-road and they would perhaps stop poaching on our area
- The Commissioners all agreed that Jason is already spread too thin

There was continued discussion regarding the Mayors' request for the Building Department agreement after Jason left.

- Commissioner Porter said he didn't appreciate the Mayor asking him to make a decision about the 50% outside of session.

Commissioner Porter shared a newspaper article from 2014 when he was taken to the Prosecutor's office about the Sunshine Law.

- His point is that he's heard for, he doesn't know how long, how everything should happen in here on Monday's and Thursday's
- Several years ago he had to stop doing those kind of meetings, and he did
- He's not sure why the Mayor was here if he didn't mention the percentage change

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- Commissioner Cameron asked, so why wouldn't we ask the Mayor to come back in to further discuss
- Commissioner Crooks will ask the Mayor to come back in

There was brief discussion regarding the Records Commission Board.

- Corrie Marple, Records Manager, is coming Monday to discuss her concerns

Commissioner Cameron moved to approve the minutes of the February 08, 2021 session.

Commissioner Porter seconded.

Vote was Crooks, aye; Porter, aye; Cameron, aye.

Motion carried.

Commissioner Porter moved to approve the minutes of the February 11, 2021 session with changes. Commissioner Cameron seconded.

Vote was Crooks, aye; Porter, aye; Cameron, aye.

Motion carried.

Commissioner Cameron reported that there were six parking spots lost with the County Court renovation.

- There are approximately eight people on the waiting list for parking spaces in the Soldiers and Sailors parking lot
- Scott says that there are three spots reserved for the Auditor's appraisers in that lot that are not being charged
 - Would it be possible to ask her to give up a couple of those spots for employees willing to pay for spots

Commissioner Crooks reported that Bob Snavelly called her for a Dresden contact.

- He wanted to reach out to the Village regarding the Commissioners' aggregation program
 - All agreed

Commissioner Cameron said Heidi Buckley called asking how much money is in the Dog Kennel Building account at the Community Foundation.

- Commissioner Cameron called Bryan Wagner who said there was \$81,000
- She asked about the \$50,000 anonymous donation
 - He called her back and confirmed approximately \$131,000 in that account
- It was also confirmed that the grant money will run thru the County not the Foundation

Commissioner Crooks reported that Scott, Maintenance, asked her last week the plan for the old Dog Pound.

- Scott suggested tearing it down, repaving the area and storing the recycling trailers there

Scott also asked about 333 Putnam building now that it is empty.

- There is still some furniture left in the building from the Health Department

Commissioner Crooks mentioned the property on Licking Road that was in question several months ago.

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- One of the neighbors was asked if they would be interested in purchasing that property, but that fell through
 - They're asking what can they do now
- Because part of the "stuff" is on Casting Solutions property, they next move will have to be theirs

Commissioner Porter asked about the minutes on the website. Someone told him they haven't been updated for months.

- The Clerk explained that several weeks ago she realized 2021 minutes were not showing up on the website.
 - She notified Brian Diamond, Webmaster, and he researched and found that a document that had been downloaded had been corrupt and took off all of the 2021 minutes
- In looking at the website today, the Clerk realized that the Commissioner tab was not working
 - She sent an email to Brian Diamond, Webmaster, advising him of the problem

Commissioner Porter also asked if the Clerk still sent the Agenda.

- Yes
- Someone told him they've stopped receiving it

Commissioner Porter asked the Board about the possibility of funding the repairs of Fletcher Road Bridge with Title Administration Fund monies.

There was continued discussion regarding the funding of townships and fire departments.

- Commissioner Cameron said if going to consider grants for fire departments, she would be in favor of funding townships.
- Commissioner Crooks asked if funding equally
- Commissioners Porter and Cameron neither in favor of funding different amounts to townships, according to mileage or other determination
- Commissioner Cameron asked if the township money should transfer to the Engineer fund distributed from there
 - Decided to do it from General Fund

The following legislation was considered:

RESOLUTION 21-0191 WHEREAS, R.C. 5538.08(A) requires a county and/or township to individually maintain their respective roads; and

WHEREAS, R.C. 5538.08(A) authorizes an agreement between a board of county commissioners and a board of township trustees for the contribution of funds from one entity to the other for the purpose of the repair and maintenance of the roads under the control of the other; now therefore

BE IT RESOLVED, by the Board of County Commissioners of Muskingum County, Ohio, that pursuant to R.C. 5538.08(A), the sum of \$20,000.00 (twenty-thousand & 00/100 dollars) shall be distributed from the county general fund to each of the townships located within Muskingum County to be used solely for the purpose of the repair and maintenance of the roads under the control of the individual townships.

Motion made by Commissioner Porter, seconded by Commissioner Cameron.

Roll Call; Crooks, aye; Porter, aye; Cameron, aye.

Motion carried.

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RESOLUTION 21-0192

WHEREAS, the Muskingum CEMA was established by resolution adopted by this Board of County Commissioners on August 8, 1991 (Volume 59, Page 586-587 of the Commissioners Journal); and,

WHEREAS, each of the various political subdivisions (townships, villages, and City of Zanesville) located within Muskingum County have entered into an agreement with the Muskingum CEMA for the provision of emergency management services; and,

WHEREAS, R.C. 5502.21(H) contemplates the expenditure of funds by a CEMA for emergency preparedness including, but not limited to, the recruitment and training of personnel, and the procurement of equipment used in the protection of individuals and property against the effects of any hazard, and for the public health, safety and welfare; now therefore,

BE IT RESOLVED, by the Board of County Commissioners of Muskingum County, Ohio, the sum of \$300,000.00 (three-hundred thousand and 00/100 dollars) shall be appropriated from the county general fund to the Muskingum CEMA Fund No. 001-461-504335, for distribution to the fire departments that are participant in the county mutual aid agreement; and,

BE IT RESOLVED, that the Director of the Muskingum CEMA, upon approval of the Grant Review Committee consisting of the Board of Commissioners and the Director of the Muskingum CEMA, shall distribute the funds on an as needed basis in the form of a grant, up to a maximum of \$20,000.00 (twenty thousand and 00/100 dollars) per fire department, for the purposes authorized in R.C. 5502.21(H), to the following fire departments:

Adamsville	Dresden	Falls Township
Frazeysburg	Harrison Township	Licking Township
National Trail	New Concord	Newton Township
Perry Township	Roseville	South Zanesville
Washington	Wayne Township	Zanesville City

Motion made by Commissioner Porter, seconded by Commissioner Cameron.

Roll Call: Crooks, aye; Porter, aye; Cameron, aye.

Motion carried.

There was continued discussion regarding funding of Fletcher Road Bridge from Fund 118, Title Administration Fund.

- There is currently \$1,239,303.28 in Fund 118
- Commissioner Porter will ask Wendy
 - This bridge was torn down by former Engineer, Doug Davis, with no intention of replacing – but is on the current Engineer’s list
 - Residents have to travel 35 minutes out of their way because of the bridge being out
 - Why are we charging fees for titles if it can’t be used for road repair
- Commissioner Crooks not comfortable – Commissioners have a Capital Fund
 - If a priority, why don’t we fund
- Commissioner Cameron asked if Wendy could come in to discuss
 - Is this the right purpose for those funds

There was discussion regarding the signage on the Law Administration building after the renovations are complete.

- The Clerk is to talk to Scott

The Clerk reported that Wendy Sowers, Clerk of Courts, has asked for a Thermaport, temperature scanner for the Richard Hixson Building.

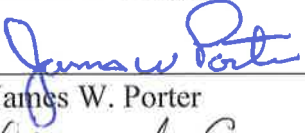
- They will discuss with her if she comes in next week

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With no further business being before the Board, the meeting was adjourned at approximately 4:42 p.m. on the motion of Commissioner Cameron and the second of Commissioner Porter.



Mollie S. Crooks



James W. Porter



Cindy S. Cameron

This is a condensed version of today's session. For a more detailed account, feel free to request a DVD recording.