

Minutes for March 10, 2022

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

RES 22-0251 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.

Stan Lucas, Sewer Department Director, came to see the Commissioners.

- Stan was approached by Dick McClelland with the possibility of building mini-storage units on South Avenue off Maysville Pike
 - The concern is that there is a sewer easement through the property
 - Stan reminded the Board that the Burger King on the East Pike was granted permit to build on easement with the understanding that any cost incurred if anything needed to be dug up would be on Burger King Corp.
 - All agreed to allow
 - Stan will contact Mark Zanghi to draft agreement

Commissioner Crooks reported that she asked Stan if he'd had a chance to talk with Falls Township yet...no.

- Commissioner Cameron said again, personally she would like for Falls Township to come in to discuss Licking View

Commissioner Porter would also like to have the Fair Board come in; Dave Kreis and whoever he brings, since he called Commissioner Cameron
The Clerk is to set up both meetings.

Commissioner Porter reported that he would be attending SEO Joint Solid Waste Policy Committee on April 4 in Caldwell.

The following legislation was now considered:

RESOLUTION 22-0252 approve the Supplemental Appropriation of Funds within Fund Number 007, for the Muskingum County Job and Family Services, as requested by Tom Smith, Fiscal Supervisor.

SUPPLEMENTAL APPROPRIATION OF FUNDS

<u>Description</u>	<u>Account Code</u>	<u>Amount</u>
FCF Other Nonoperating Expenses	007-692-504019	\$60,574.50

Motion made by Commissioner Cameron, seconded by Commissioner Porter.

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

RESOLUTION 22-0253 approve the payment of invoices incurred in 2021 with 2022 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>
The Animal Shelter Society	K9 Med Vet – 002-502-504403	\$1,411.50

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NGO Propane Part Pay – 001-458-503005 \$ 490.20
Matt Frew Reimbursement – 001-458-503005 \$ 42.01

Motion made by Commissioner Porter, seconded by Commissioner Cameron.

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

Commissioner Porter said he has asked Pam Davis, Human Resources, if EMA has GPS trackers on their vehicles. They do not.

- He observed the EMA Vehicle sitting in the Tumbleweed parking lot at 6:30 last night
- He doesn't know the situation, but we went through this one time before with a County vehicle in Aldi's parking lot that didn't go over well with the taxpayers
 - He hopes Jeff is not hauling his family in the vehicle, as well
 - Doesn't appreciate his tax dollars providing Jeff transportation other than to and from work
- Commissioner Cameron would think we should ask Jeff

Commissioner Porter has also contacted Senator Schaeffer's office about Farm Supply

- They are having some issues with Ohio Department of Agriculture

Commissioner Porter reported that when he was in here earlier this week, Deputy Hanning told him they are having issues with having enough space to store juror personal belongings in lockers. He would request an additional two units, 48 lockers each. Scott was asked and said it was doable. Lockers have been ordered.

Commissioner Crooks has a concern that area is already "junked-up".

Commissioner Porter said he has decided not to serve on the Community Action Board.

Concerning the "second" interviews for the Job and Family Services Director position, Commissioner Cameron reported that Troy said he is not comfortable sitting in on those interviews.

Commissioner Cameron asked again about Timi, minute transcriber.

- Commissioner Porter would be all for it, because he struggles with changing what was said after there's been time to think about it

Robert Moore, IT Director, came in to talk with the Commissioners about Courthouse lights.

- Commissioner Crooks pointed out that this is what we had talked about in session several months ago
- He has a meeting scheduled with Brad at Mid-East
- CVB is doing fundraising to apply
- Kyle Dunn, Community Development is helping to write a grant
- \$271,000 for all new Main and Fifth Street sides; includes installation and 10 year warranty
- Commissioner Porter reminded that the Convention Facilities could foot the biggest part of the bill
- Robert talked with Mark Zanghi, Assistant Prosecutor, who said that bid specs must indicate that new lighting must work with what we already have

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- Current audio is fine
- Commissioner Crooks would suggest ARPA dollars; they are not tax dollars
- Commissioner Porter says ARPA dollars are tax dollars and there is the potential to not have to spend a dime if we use other revenue streams
- It is Commissioner Crooks' opinion that using ARPA dollars for Courthouse lighting is similar mentality to using it for the Engineer's building; both things people may frown upon coming out of General Fund
- Commissioner Crooks said that CVB will not be doing the bid process
 - Commissioner Porter asked why not?
 - Commissioner Cameron asked why wouldn't they even if they don't have to?

No decisions being made at this time.

Stephanie Spencer, Chief Administrator and Debra Nye, Auditor came to review County Debt with the Board. Stephanie created a spreadsheet to share with the Commissioners.

RESOLUTION 22-0254 declare an Executive Session at 11:43 a.m. for the purpose of discussing Personnel Matters pertaining to public employees of Muskingum County Prosecutor. This session ended about 11:56 a.m.

Motion made by Commissioner Cameron, seconded by Commissioner Porter.

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

RESOLUTION 22-0255 declare an Executive Session at 11:58 a.m. for the purpose of discussing Personnel Matters pertaining to public employees of Muskingum County Center for Seniors. This session ended about 12:08 p.m.

Motion made by Commissioner Cameron, seconded by Commissioner Porter.

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

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

Jamie McConnell, 4-H Educator with OSU Extension, met with the Commissioners. She gave updates and received a Proclamation from the Commissioners for 4-H Week; March 6-12.

2:00 p.m. The Commissioners met virtually with ODOT for IR70 updates. Updates are always available on ODOT's website.

Eric Reed, ARPA Compliance Officer, came to update the Commissioners.

- Avondale
 - Commissioner Porter reported an email from Brian Bentley of ThermalTech asking to meet with the Commissioners regarding the Avondale window project
 - Eric reported that Briarwood also reached out and he talked with Jeff Herron
 - Jeff said that the specs required Marvin windows, which are used in luxury homes, based on what he saw in the bid documents, the estimate is lower than the cost to purchase the windows

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- Scott from Lepi also talked with Eric. Scott has worked with Art Chonko before when he was under another employer and never had a problem. But the Energility aspect of it raised a lot of questions. He felt the bid process was rushed.
- Gary King from Avondale was asked for a copy of the contract with Energility
- Commissioner Cameron also reported that Modern Glass didn't bid because of the windows they asked for; She told Modern to touch base with Eric
- Shelly Company had hired Energility to do the energy audit
- The HVAC upgrade estimate from Energility is \$310,000; Touvell's estimate from October 2021 is \$602,000
- Commissioner Porter would suggest to stop Energility before paying them anymore; hold invoice #5
- Eric will call Gary regarding the contract with Energility and report back to the Commissioners

Jason Baughman, Chief Building Official, came to meet with the Commissioners regarding staffing.

- The new hire that was approved last week has declined the position
 - Jason would like to look at raising the salary
 - He would also like to fill Lynn's position sooner than Scott's
- Jason would like to consider taking on Tim Smith and Lynn (2 months out) as on-call inspectors
- Commissioner Cameron reminded that they've had more than one conversation after receiving phone calls about the way Tim treated a couple of people
 - Commissioner Porter said he could say that many, many more times about Lynn
 - She was doing her job and stern about what she said
 - Jason explained that there are different inspectors; residential and commercial
 - Commercial just follows the book; residential can say they don't like the way something is being done
 - Commissioner Cameron said it was agreed that there are different manners of getting that message across
 - It's much easier to be calm when a commercial inspector
 - This department only handles commercial inspections
 - Jason said he has heard many compliments about Lynn, he feels she's grown in her position
 - Commissioner Crooks would support Lynn as a backup but not Tim
 - Commissioner Porter won't support Lynn if we're playing that game
 - Commissioner Cameron said she only asked the question if that would be a reflection on the Building Department
 - Jason is confident Tim would do what he asked ; Commercial only, no residential
 - Commissioner Cameron told Jason, he's the Director, if that's what he needs, she'll agree
 - Jason said he would be clear to both Lynn and Tim that he does not need a bully in the Building Department
 - Commissioner Porter agreed, Jason is the Director

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- Commissioner Crooks agreed, and said Jason knows how she stands

Commissioner Porter reported that he went to the K-9 Adoption Center Tuesday

- Scott was there, the Sheriff was not
- Liam asked that someone be there at the end of every day so there will be no more surprises as to what has to be done; that will be Scott and Sheriff
- Still issues with drains and epoxy, not sure what to do about bubbling in epoxy; waiting on epoxy company to come in to see what the warranty is
- Still waiting on the plumber for the sink
 - Commissioner Crooks suggested there be something moisture resistant around the sink
- In regard to drains, impossible to camera because of the kind of drain; would have to take each drain out and drill a hole so you can get the camera in
 - Commissioner Porter would still recommend doing it, he believes there is still issues with the drains
- Liam told Commissioner Porter that a lot of the stuff we are asking them to fix was not in the required bidding specs
 - Commissioner Cameron would think that Liam has an issue with Pat Kelly in that regard
- Commissioner Porter believes the Sheriff should be there to observe before Flecto moves back out
- Regarding the temperature... Commissioner Porter says you'll never be able to heat properly because you're heating then pumping it out through ventilation
- Liam is going to check to see when the one year warranty begins

Eric Reed, ARPA Compliance Officer, came to give the Board further updates.

- Avondale
 - Avondale has no copy of the contract with Energility
 - Eric has called Energility three times with no answer
 - He also called the Invoicing Department two times with no answer
 - Eric then called Art who said he would try to locate a copy
- OBM ARPA Township Portal
 - The township portal is not functioning
 - OBM contacted US Treasury
 - Access for the NEU is not yet granted
- Commissioner Crooks reported that she sat in on Kyle's CDBG Hearing yesterday

Fairgrounds waterline project

- Will be advertised in the Times Recorder March 11 and 18 and also on County Website
- Don will be donating the pipe through the Water Department
 - Will the Commissioners be paying him for the fittings and hydrants?
 - Yes
 - Don already has the pipe, fittings and hydrants

Clean Face

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- There was discussion about the Fair Board coming in to talk with the Commissioners
- Commissioner Cameron said when Dave Kreis originally called, he just called to say thank you for the water and sewer upgrades and to say they in no way expected a \$300,000 bathroom; they have a \$100,000 estimate
 - Also, they do not have enough money to finish the grandstand renovations; need an additional \$25 - \$30,000 to finish seating; they have enough to finish the lighting
 - The Fair Board is prepared to go along with whatever the Commissioners say; it would be nice to have the grandstand project done and the bathroom
 - Commissioner Cameron's question to him was, would you rather have the money to have a bathroom and finish the grandstand
 - Commissioner Porter noted that he gave a report like that and the other two Commissioners insisted that they come in and give a report of what they requested; John Graham was instructed to get prices for commodes, drywall, etc...he thinks that is where the \$100,000 figure came from
 - Commissioner Crooks said Dave is correct, they didn't ask for the renovation...her recollection is that that place is a pig sty and if we are going to do water and sewer why not do the renovating
 - This project meets our goal for ARPA; would include handicap facility and HVAC for use for more than one week out of the year
 - The Junior Fair building is used one week out of the year and they put heating and air conditioning in it
 - Commissioner Porter said the Fair Board doesn't have a dime in that Junior Fair office, the community built that facility and it is used more than one week out of the year
 - Commissioner Porter would still question the HVAC, those doors are wide open all fair week
 - Commissioner Porter understands that the sewer line was hooked back up to the 6"
 - Commissioner Cameron would suggest that the water line and sewer line will help immensely; Dave agreed that people don't take care of things; Her point would be that she knows people that build a house for \$300,000 and for us to put...we haven't even asked Jeremy if we could spend just half of that
- Commissioner Porter said he and a group of four had a plan to revamp the restroom to make it functional. The ladies isn't bad, the men's sucks. They had a plan to do it fairly reasonable. But, that wasn't good enough for this group.
 - He would rather invest the ARPA money in a water project rather than invest \$300,000 in a place they're going to tear the hell out of
- Commissioner Crooks said that Commissioner Porter's suggestion of building a brand new one by the hog barn doesn't makes sense
- Commissioner Crooks feels we've made a commitment
- Commissioner Cameron said she has never said to back out, but \$300,000 is a lot of money when we haven't even asked if we could do it for less

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- Commissioner Crooks said we also told an architect to cut costs on a dog pound and look what we ended up with
- Eric would think Jeremy designed a Cadillac bathroom; too many items were left too broad
- Commissioner Cameron is in favor of doing something with the bathroom, she is not in favor of \$305,000, unless someone tells me it can't be done for less than that
- Commissioner Porter is not interested in putting \$300,000 in a bathroom; he would like to know how much cash the Fair Board has...they had \$76,000 after the fair last year
- Eric will go back and have a conversation with Jeremy

Commissioner Porter is not signing the letters included with the township checks. It is not up to us to tell the townships how to spend the money. He has the utmost confidence in the townships.

Eric reported that he did receive a copy of the Energility contract from Gary King.

Commissioner Cameron moved to accept the minutes of the February 28, 2022 session, with changes.

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

Motion carried.

Commissioner Cameron reported that she will be out of session on the afternoon of March 17 and all day March 21.

The Clerk is to call Mr. Smith to cancel Monday's meeting. The Commissioners have not had a chance to research the betting permit and are not willing in pursuing spending \$1,000,000 for it.

A call was placed to Pam Kirst regarding 333 Putnam Avenue.

- Will not be used for artist colony, but still interested
- Tony Coury is interested in using it for Project Blue Print
- Are they still considering the Environmental Contingency?
 - Pam will check with Susan and the Board and get back to the Commissioners Monday

The following was now considered:

RESOLUTION 22-0256 declare an Executive Session at 4:51 p.m. for the purpose of discussing a Real Estate Matter of the Muskingum County Commissioners. This session ended about 5:05 p.m.

Motion made by Commissioner Cameron, seconded by Commissioner Porter.

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

Motion carried.

RESOLUTION 22-0257 authorize to sell the Lorena by Public Auction through a Sheriff's sale with no minimum bid.

Motion made by Commissioner Cameron, seconded by Commissioner Porter

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It was decided that it is safe to tell Kelly Ashby at CVB to pull the Lorena schedule from their promotions.

With no further business being before the Board, the meeting was adjourned at approximately 5:14 p.m. on the motion of Commissioner Porter and the second of Commissioner Crooks.



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.