

# Minutes for March 14, 2022

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

**RES 22-0258** Meeting was called to order at 10:00 a.m. on the motion of Commissioner Porter and the second of Commissioner Cameron.  
Vote was Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

Commissioner Porter moved to approve the payment of bills, pending review.  
Seconded by Commissioner Cameron.  
Vote was Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

Commissioner Porter moved to approve the payroll, pending review.  
Seconded by Commissioner Cameron.  
Vote was Crooks, aye; Porter, aye; Cameron, aye. Motion carried

Session began with the Commissioners discussing the sale of the Lorena with Mark Zanghi, Assistant Prosecutor.

- Commissioner Porter would prefer sealed bids with no reserve
- Mark would prefer sealed bids with a reserve

The following legislation was now considered:

**RESOLUTION 22-0259** AMEND Resolution 22-0257 dated 03.10.2022 to authorize the sale of the Lorena Sternwheeler with a minimum bid of \$5,000 to be submitted by sealed bid.  
Motion made by Commissioner Porter, seconded by Commissioner Crooks.  
Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

Commissioner Crooks reminded that the Lorena Dock belongs to the City.

Kyle Dunn, Community Development Director, came with Mark Zanghi, Assistant Prosecutor, to discuss the process of Promissory Notes for Rehab Assistance.

- Promissory Notes are issued before a project beings, but what happens if a change order is issued; is some cases the Promissory Note was not updated or the owner was not made aware of the change in the amount of the loan
- It was agreed that there should be additional documentation if, in fact the amount changes, to make the owner aware
- Mark will draft these documents for review

Eric Reed, ARPA Compliance Officer, came to discuss the Energility contract.

- Mark has reviewed the contract and says can cancel with 30 day notice
- Mark will draft a letter
- Pay current Invoice through March 31

Pam Davis, Human Resources, came for JFS Interview. She also informed the Board that she has received another application for the Director position.

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The following was now considered:

**RESOLUTION 22-0260** declare an Executive Session at 11:02 a.m. for the purpose of discussing Personnel Matters pertaining to Interviews for the Muskingum County Job and Family Services Director Position. This session ended about 12:00 Noon.  
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.

**RESOLUTION 22-0261** declare an Executive Session at 1:30 p.m. for the purpose of discussing Personnel Matters pertaining to Interviews for the Muskingum County Job and Family Services Director Position. This session ended about 2:06 p.m.  
Motion made by Commissioner Cameron, seconded by Commissioner Porter.  
Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

Pam asked for the following considerations:

**RESOLUTION 22-0262** approve the posting of the position of Full-Time Assistant Cook for the Muskingum County Center for Seniors. This request was submitted by Pam Davis, Human Resources.  
Motion made by Commissioner Porter, seconded by Commissioner Cameron.  
Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

**RESOLUTION 22-0263** approve the posting of the position of Full-Time Building Inspector for the Muskingum County Building Department. This request was submitted by Pam Davis, Human Resources.  
Motion made by Commissioner Cameron, seconded by Commissioner Porter.  
Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

**RESOLUTION 22-0264** approve the posting of the position of Full-time Electrical Safety Inspector (ESI)/ Building Inspector for the Muskingum County Building Department. This request was submitted by Pam Davis, Human Resources.  
Motion made by Commissioner Porter, seconded by Commissioner Cameron.  
Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

**RESOLUTION 22-0265** approve the employment of Tim Smith as Intermittent, On-Call, Building Inspector for the Muskingum County Building Department, contingent upon passage of the pre-employment assessments. Starting wage will be \$25.00 per hour.  
Motion made by Commissioner Porter, seconded by Commissioner Cameron.  
Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

The Commissioners then considered the following legislation on their agenda:

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**RESOLUTION 22-0266** authorize Mollie S. Crooks to sign Pay Application Number 3, for the purchase of pipe to complete 3 separate water projects under the Water System Material Bid for Big B Road, Mutton Ridge Road, Twin Hills Road, and Zane Trace, Zane Grey, Southern, and Sundale Road  
Motion made by Commissioner Porter, seconded by Commissioner Cameron.  
Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

**RESOLUTION 22-0267** authorize Mollie S. Crooks to sign on behalf of the Board of Muskingum County Commissioners the Contractor Right of entry License Agreement with Columbus and Ohio River Railroad for the Twin Hills Drive Water Main Extension.  
Motion made by Commissioner Cameron, seconded by Commissioner Porter.  
Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

**RESOLUTION 22-0268** accepts Official Amended Certificate Number five (5) as submitted by Muskingum County Auditor, Debra J. Nye, on behalf of the Muskingum County Budget Commission dated March 04, 2022.  
Motion made by Commissioner Porter, seconded by Commissioner Cameron.  
Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

**RESOLUTION 22-0269** authorize Mollie S. Crooks to sign on behalf of the Board of Muskingum County Commissioners the Release of Mortgage form for the mortgage of Burton B & Eva Beardsley, in the original amount of \$15,676.00 for the Muskingum County Community Housing Improvement Program. This request was submitted by Kyle Dunn, Program Director.  
Motion made by Commissioner Cameron, seconded by Commissioner Porter.  
Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

**RESOLUTION 22-0270** accept Notice of Sale for the Lorena Sternwheeler, as prepared by Mark Zanghi, Assistant Prosecutor. Advertisement will be on the County Website and in the Zanesville Times Recorder, March 25 and April 1, 2022. Public Auction will be held at the Muskingum County Courthouse on April 21, 2022 at 10:00 a.m.  
Motion made by Commissioner Porter, seconded by Commissioner Crooks.  
Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

**RESOLUTION 22-0271** approve payment of renewal of Fieldhouse Corporate Membership 2022 in the amount of \$1,000.00.  
Motion made by Commissioner Cameron, seconded by Commissioner Porter.  
Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

**RESOLUTION 22-0272** approve the line item transfer, Increase in appropriations and fund transfers of monies within Fund Number 118 & 001 as requested by Wendy Sowers, Clerk of Common Pleas Court as follows:

**LINE ITEM TRANSFER OF MONIES**

<b><u>From Line Item</u></b>	<b><u>To Line Item</u></b>	<b><u>Amount</u></b>
118-122-507001-Other Exp.	118-122-510002-Transfer Out	\$65,940.00

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## SUPPLEMENTAL APPROPRIATION OF FUNDS

<u>Description</u>	<u>Account Code</u>	<u>Amount</u>
Contract Services	001-248-504001	\$65,940.00

## FUND TRANSFER OF MONIES

<u>From Fund</u>	<u>To Fund</u>	<u>Amount</u>
118-122-510002-Transfer Out	001-000-414002-Transfer In	\$65,940.00

Motion made by Commissioner Porter, seconded by Commissioner Cameron.

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

**RESOLUTION 22-0273** BE IT RESOLVED, that this Board of County Commissioners of Muskingum County, Ohio that Jeff Jadwin, Muskingum County EMA Director is hereby authorized to execute for and in behalf of Muskingum County, a public entity established under the laws of the state of Ohio this application and to file it in the appropriate State office for the purpose of obtaining certain Federal financial assistance under the Disaster Relief Act ( Public Law 228, 23<sup>rd</sup> Congress) or otherwise available from the Presidents Disaster Relief Fund.

THAT, Muskingum County Commissioners, a public entity established under the laws of the state of Ohio, hereby authorized its agent to provide to the State and to the Federal Emergency Management Agency (FEMA) for all matters pertaining to such Federal disaster assistance the assurances and agreements as listed in the Grant Agreement. Requested by, Jeff Jadwin, EMA Director.

Motion made by Commissioner Cameron, seconded by Commissioner Porter,

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

**RESOLUTION 22-0274** acknowledge the resignation of Megan N. Flickinger, Muskingum County Center for Seniors. Last day of employment will be March 24, 2022. Requested by, Pam Davis, Human Resources.

Motion made by Commissioner Porter, seconded by Commissioner Cameron.

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

**RESOLUTION 22-0275** approve the line item transfer of monies within Fund Number 137 as requested by Peggy Taylor, Office Manager of Water Department as follows:

## LINE ITEM TRANSFER OF MONIES

<u>From Line Item</u>	<u>To Line Item</u>	<u>Amount</u>
137-373-504999-Contingency	137-373-504001-Contract Service	\$25,000.00

Motion made by Commissioner Cameron, seconded by Commissioner Porter.

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

## **RIGHT OF WAYS SIGNED:**

**Will Poling- National Gas & Oil Cooperative  
Dresden Rd- Muskingum Township  
Abandon gas main taps at 5665 & 5855 Dresden Rd  
Start date: 03.14.2022 ; Completion date: Same day**

Commissioner Crooks noted an email from Katie Mainini with Big Brothers and Big Sisters.

- They would like to do a promotional video from the Lorena
  - All agreed that it would be okay if Pam agrees regarding liability

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Eric Reed, ARPA Compliance Officer came to meet with the Commissioners.

- Avondale, Energility
  - Gary from Avondale asked Art from Energility about the HVAC estimate
  - Gary keeps referring to State guidelines and Eric's not sure what he's talking about
  - The Commissioners called Mark Zanghi to ask if we cancel with Energility can we still use the scope of work for the lights that they completed?
    - Yes, because we paid for it
- The following was then considered:

## **RESOLUTION 22-0276**

WHEREAS, the Board of Commissioners entered into an Energy Management Services Agreement ["Agreement"] effective October 18, 2021 with Energility LLC; and

WHEREAS, the Board of Commissioners believe it is in the best interests of the County to terminate the Agreement;

NOW, THEREFORE, be it resolved by the Board of County Commissioners of Muskingum County, Ohio, that a written notice shall be forwarded to Energility LLC terminating the Agreement effective March 14, 2022.

Motion made by Commissioner Porter, seconded by Commissioner Cameron.

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

Motion carried.

- Fairgrounds
  - Eric has talked with Jeremy Davis
    - Updated him on the water and sewer lines
  - Jeremy used an example of supply increases
    - He had quoted an 8400 sf building in January and the estimate today has increased by \$72,000
  - Jeremy recommended that the only way to accurately design a budget today is by using a Construction Manager at Risk
  - Commissioner Porter questioned Commissioner Crooks' remarks in an email suggesting priorities for the Clean Face project of a "few Fair Board Members"; throws up a red flag for him
    - Get them all in here and ask them "what do you want"
    - Commissioner Crooks said their President said they didn't care, they just want it done
  - Commissioner Cameron said Dave Kries said they don't need a \$305,000 bathroom and they are short on completing the grandstand
    - If you can accomplish both, why not; they both affect a lot of people
  - Dave said he would talk to the Fair Board about it
    - Hoping not to have to put all that money into a bathroom when the grandstand needs completed
  - Commissioner Porter said the Fair Board voted on the new waterline; a majority Board decision
  - Commissioners Porter and Cameron both agree that \$305,000 is a lot for a bathroom

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Bob Snavely, Palmer Energy, came to meet with the Commissioners to present the Electricity Supply Agreement for June 2022 through May 2025. The following was then considered:

**RESOLUTION 22-0279** authorize Mollie S. Crooks to sign on behalf of the Board of Muskingum County Commissioners the Electricity Supply Agreement with Freepoint Energy Solutions through Palmer Energy, as presented by Bob Snavely.  
Motion made by Commissioner Porter, seconded by Commissioner Cameron.  
Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

Pam Davis, Human Resources, was asked to come in and the following was considered:

**RESOLUTION 22-0277** declare an Executive Session at 4:47 p.m. for the purpose of discussing Personnel Matters pertaining to public employees of Muskingum County Center for Seniors. This session ended about 4:01 p.m.  
Motion made by Commissioner Cameron, seconded by Commissioner Porter.  
Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

Pam was asked about Big Brothers and Big Sisters using the Lorena for a promotional video. Pam saw no potential liability issues.

There was discussion about the Soldiers and Sailors lot.

- Adrian Adornetto is asking about using some of the parking spaces in the evening for his customers and County can use some of his spaces during working hours
- Commissioner Porter will reach out to Dan Arter of the Soldiers and Sailors lot again regarding the County possibly purchasing

The Commissioner completed Eric Reed's Probation Evaluation.

The following was now considered:

**RESOLUTION 22-0278** authorize a 3% wage increase for Eric Reed, ARPA Compliance Officer, following his successful 180 day probationary period. Increase is to be effective retroactive to February 26, 2022.  
Motion made by Commissioner Cameron, seconded by Commissioner Porter.  
Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

Eric was called to session and his evaluation was shared with him.

The Clerk is to invite Scott and Robert in to session Thursday to discuss IT location.

The Commissioners discussed an email from Liam at Flecto.

- Should Pat Kelly sign off on the most recent punch-list

A call was placed to Scott and he gave an update on the K-9 Adoption Center  
Scott was asked to be involved in the Fire Alarm System bidding process. Mark Zanghi is currently preparing the documents  
Scott asked about removing tables, chairs, etc from the Lorena

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- Commissioner Porter thinks the tables and chairs may have been purchased by CVB
- Scott was instructed to remove anything that is not bolted down

Commissioner Cameron moved to approve the minutes of the March 03, 2022 with changes session. Commissioner Porter seconded.

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

Motion carried.

In reviewing the minutes of the March 07, 2022 session, Commissioner Porter asked the Clerk to review the video and add his comments.

The Clerk reported a call from Brian Drake regarding an incident in which he felt he was wronged by a Sheriff Deputy.

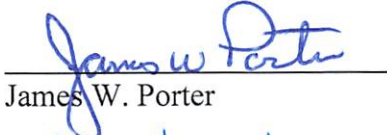
Commissioner Crooks reminded the Board that Steve Wilson is still in need of a Board appointment, since Commissioner Porter had chosen not to fill that position.

Commissioner Cameron will not be in session the afternoon of Thursday, March 17 nor all day on Monday, March 21.

With no further business being before the Board, the meeting was adjourned at approximately 5:08 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.*