

# Minutes for March 17, 2022

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

**RES 22-0280** 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.

**RESOLUTION 22-0281** declare an Executive Session at 10:00 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 11:00 a.m.  
Motion made by Commissioner Cameron, seconded by Commissioner Porter.  
Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

Sheriff Lutz came in to explain the new gun law signed by the Governor; no permit, no class and no training required to carry a firearm.

- Background checks are still required
- Kept Notification law; must inform officer of firearm when asked
- Sheriff is considering providing law enforcement firearm classes for citizens
- Law will take effect 90 days after the Governor's signature

Scott Lee, Facilities Superintendent and Robert Moore, IT Director, came at the Commissioners' request.

- Scott gave a brief update on Flecto's progress on the Adoption Center
  - Maintenance will do bubble-board around the mop sink
  - Stan ran the camera through the drains that he could get through; look good; Theo says he's had no drain issues
  - The Sheriff and Amanda say things are progressing fine

**RESOLUTION 22-0297** declare an Executive Session at 11:15 a.m. for the purpose of discussing a Real Estate Matter of the Muskingum County Commissioners. This session ended about 11:44 a.m.  
Motion made by Commissioner Cameron, seconded by Commissioner Crooks.  
Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

Stan Lucas, Manager of the Sewer Department, came in to talk about Rusty Rifle.

- There had been questions about sewer easements on Rusty Rifle
- Stan said there are easements signed in 1987, but were never recorded
  - Stan is now in the process of having them recorded
- Every Lot in that subdivision has an easement for sewer and access
- There is also a 10 foot easement around the edge of every parcel
- The Goss's believe these documents have been fudged and are pretty upset

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- They told Stan that an ex-Sewer Department employee told them the County doesn't have access down there and they believe what he told them is the truth
- They also said they would be getting a lawyer
  - Mark Zanghi is confident these documents are legal and would stand up in court

Commissioner Porter asked Stan about sewer for Boggs Valley

- Stan said he talked with Matt Hemmer yesterday and he going out to check things out and then he'll send the Commissioners a letter of approval for sewer out there

Stan was invited to the Falls Township Meeting with the Commissioners on March 31

- Commissioner Cameron said if the County is willing to put that much money into the sewer project and the Trustees have known the problems there, we are willing to help and we thought they would be, too
- Stan agreed that the County has even paid for the engineering design

After brief discussion, the following was considered:

**RESOLUTION 22-0282**                      appoint Travis Jones to the Muskingum County Convention Facilities Authority Board with a term to commence immediately and end on December 14, 2025.

Motion made by Commissioner Porter, seconded by Commissioner Cameron.

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

Motion carried.

Commissioner Cameron reported a call from Mr. Kosal with concerns with JFS not returning his phone calls. Commissioner Cameron sent a message to Troy McCollister.

Commissioner Cameron noted, again, that she would be leaving this afternoon and would not be here for session on Monday. She will have phone and iPad if we need to get in touch with her.

Commissioner Crooks asked if we should prioritize the sale of the Lorena by wanting it to stay local.

Commissioner Cameron noted that the Mayor expressed his concern before the Port Authority meeting yesterday. She told the Mayor that Commissioner Porter would have more history than she and Commissioner Crooks has been handling the calls and what is going on with the Lorena.

- The Mayor is adamant that the City owns half of it and he would be requesting City Council to buy it

Commissioner Porter said if, in fact, the City owns it, he is adamant about going back to recoup half of every penny that we've put in to the Lorena. Nobody has wanted to put any money in that thing and the County stepped up to take care of it and now that we are wanting to sell it, everyone wants their share of it....bull-shit; hopefully, we have enough backbone to collect that money.

What happens if we receive three sealed bids for the same amount?

- Commissioner Crooks asked if it would it be a preference to keep in the County?
- Commissioner Porter would say if we receive three for the same amount, then we have a public auction

Commissioner Cameron left for the day at 12:10 p.m.

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

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

- Avondale
  - Energility letters were sent Tuesday; Registered and regular USPS
  - Eric will be asking American Light and Linden Lighting to view the building and windows
  - He also talked with Brad from Modern Glass, who also agreed that vinyl would be cheaper; he said Modern works more with store front projects
  - Commissioner Porter also suggested that Russ Faulhaber is interested in the project
  - Need to check with the Fire Marshall and Jason at the Building Department to make sure meets code
  - Have Mark Zanghi prepare the documents for bidding
- Matching Funds
  - You can use unrestricted ARPA funds to meet non-federal match
- Fairgrounds Waterline Project
  - Have given out two packets to contractors, so far

Eric will be attending the March 29 OMEGA Meeting; Kyle will be riding with him

Commissioner Porter asked if Jody Spencer “rubber stamped” the proposals at the TIRC Meeting on Tuesday. Eric said Jody was the one who made the motion. Commissioner Crooks said there was no opposition, not even from Township Trustees.

The following legislation was now considered:

**RESOLUTION 22-0283** authorize travel request for Todd A. Hixson, Treasurer for Ohio Spring 2022 conference in Canton, Ohio, May 24, 25, And 26, 2022 Estimated cost: \$675.00

Motion made by Commissioner Porter, seconded by Commissioner Crooks.

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

**RESOLUTION 22-0284** approve the Supplemental Appropriation of Funds within Fund Number 018, for the Muskingum County Board of Developmental Disabilities, as requested by Stephanie Neuhart, Business Manager.

## SUPPLEMENTAL APPROPRIATION OF FUNDS

<u>Description</u>	<u>Account Code</u>	<u>Amount</u>
Equipment	018-694-506001	\$40,000.00

Motion made by Commissioner Porter, seconded by Commissioner Crooks.

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

**RESOLUTION 22-D0285** approve the line item & Fund to Fund Transfer of monies within Fund Number 001 as requested by Matthew J. Lutz, Sheriff, as follows:

## LINE ITEM TRANSFER OF MONIES

<u>From Line Item</u>	<u>To Line Item</u>	<u>Amount</u>
001-458-501002-Salaries	001-999-510002-Transfer Out	\$14,500.00
001-458-502004-Insurance	001-999-510002-Transfer Out	\$25,000.00

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**FUND TRANSFER OF MONIES**

<u>From Fund</u>	<u>To Fund</u>	<u>Amount</u>
001-999-510002-Transfer Out	031-000-414002-Transfer In	\$39,500.00

Motion made by Commissioner Porter, seconded by Commissioner Crooks.  
 Roll Call: Crooks, aye; Porter, aye; Cameron, absent. Motion carried.

**RESOLUTION 22-0286** approve the line item transfer of monies within Fund Number 181 as requested by Peggy Taylor, Office Manager, Water Department, as follows:

**LINE ITEM TRANSFER OF MONIES**

<u>From Line Item</u>	<u>To Line Item</u>	<u>Amount</u>
181-373-504999- Contingency	181-373-506030-Land	\$5,000.00

Motion made by Commissioner Porter, seconded by Commissioner Crooks.  
 Roll Call: Crooks, aye; Porter, aye; Cameron, absent. Motion carried.

**RESOLUTION 22-0287** approve the fund to fund transfer of monies for the Muskingum County Water Department as requested by Peggy Taylor, Office Manager, as follows:

**FUND TRANSFER OF MONIES**

<u>From Fund</u>	<u>To Fund</u>	<u>Amount</u>
014-373-510002-Transfer Out	181-000-414002-Transfer In	\$37,000.00

Motion made by Commissioner Porter, seconded by Commissioner Crooks.  
 Roll Call: Crooks, aye; Porter, aye; Cameron, absent. Motion carried.

**RESOLUTION 22-0288** approve the Supplemental Appropriation of Funds within Fund Number 150, for the Muskingum County Community Development, as requested by Kyle Dunn, Director.

**SUPPLEMENTAL APPROPRIATION OF FUNDS**

<u>Description</u>	<u>Account Code</u>	<u>Amount</u>
Contract Services	150-375-504001	\$150,000.00

Motion made by Commissioner Porter, seconded by Commissioner Crooks.  
 Roll Call: Crooks, aye; Porter, aye; Cameron, absent. Motion carried.

**RESOLUTION 22-0289** approve the line item transfer of monies within Fund Number 149 as requested by Tiffany Beardsley, Administrative Assistant for EMA, as follows:

**LINE ITEM TRANSFER OF MONIES**

<u>From Line Item</u>	<u>To Line Item</u>	<u>Amount</u>
149-461-506001-Equipment	149-461-504001-Contract Services	\$37,000.00

Motion made by Commissioner Porter, seconded by Commissioner Crooks.  
 Roll Call: Crooks, aye; Porter, aye; Cameron, absent. Motion carried.

**RESOLUTION 22-0290** approve the establishment of new fund, number 134, which does *not* require approval of the State Auditor's Office, and line items as requested by Jeff Jadwin, Director for the Muskingum County EMA

**ESTABLISH NEW FUND**

<b><u>Purpose of New Fund</u></b>	Purchase Services for Muskingum County to Update County Mitigation Plan
<b><u>Fund Number</u></b>	134
<b><u>Fund Name</u></b>	FY 2023 Mitigation Plan
<b><u>Department</u></b>	461
<b><u>Award Amount</u></b>	\$25,000 (plus \$8,333.33 Local Match)

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**CFDA #** N/A  
**Function** Public Safety  
**Grant Administrator** Jeff Jadwin  
**Matching** N/A  
**Type**

**LINE ITEMS TO BE CREATED**

<b>Revenue:</b>	<b>Description</b>	<b>Fund</b>	<b>Dept.</b>	<b>Account Code</b>
	State Grant	134	461	409038
<b>Expenditures:</b>	<b>Description</b>	<b>Fund</b>	<b>Dept.</b>	<b>Account Code</b>
	Contract Services	134	461	504001

Motion made by Commissioner Porter, seconded by Commissioner Crooks.  
 Roll Call: Crooks, aye; Porter, aye; Cameron, absent. Motion carried.

**RESOLUTION 22-0291** approve the appointment and confirm current appointments of the members of the Muskingum County Floodplain Board under the direction of Ray Mennega, Floodplain Administrator. The members are listed as follows:

<b><u>Member's Name</u></b>	<b><u>Description on the Board</u></b>	<b><u>Term Expiration Date</u></b>
Ed Shaffer	Retired....Environmental Health Director ZMCHD Muskingum County	March 17, 2025
Joe Steiger	Soil Scientist....Resides in the unincorporated area of Muskingum County	October 8, 2023
Adam Dickerson	Environmental Health Director..... Muskingum County Health Dept.	October 8, 2023
Andrew Roberts	Executive Director.... Muskingum County Planning Comm.	October 8, 2023
Jeff Jadwin	Director....Muskingum County Emergency Management Agency	March 17, 2025

Motion made by Commissioner Porter, seconded by Commissioner Crooks.  
 Roll Call: Crooks, aye; Porter, aye; Cameron, absent. Motion carried.

**RESOLUTION 22-0292** approve the line item transfer of monies within Fund Number 158 as requested by Matthew Lutz, Sheriff, 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>
158-458-502004-SRO- Insurance	158-458-501002-SRO-Salaries	\$7,000.00
158-458-502004-SRO- Insurance	158-458-502003-SRO-PERS	\$2,000.00

Motion made by Commissioner Porter, seconded by Commissioner Crooks.  
 Roll Call: Crooks, aye; Porter, aye; Cameron, absent. Motion carried.

**RESOLUTION 22-0293** 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 Tom Smith, Fiscal Supervisor.

<b><u>Name of Vendor</u></b>	<b><u>Description</u></b>	<b><u>Amount</u></b>
Modern Office Methods	Inv-32313912- PA portion	\$230.63
Modern Office Methods	Inv-32313913-PA portion	\$ 28.39

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Modern Office Methods                      Inv-32313912 CSEA portion                      \$ 79.68  
Modern Office Methods                      Inv-32313913 CSEA portion                      \$ 3.88

Motion made by Commissioner Porter, seconded by Commissioner Crooks.

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

**RESOLUTION 22-0294**                      approve and authorize Commissioner Mollie Crooks, Board President; Susan Reese, Clerk; Kacey Stackhouse, Office Clerk; and Beth Iden, Deputy Clerk to sign the Applications for Investigative Covert Plates and additional registration forms as needed for the various vehicle titles for the departments of Muskingum County on behalf of the Muskingum County Commissioners on an as needed basis for the purchase, sale and trade of vehicles as approved by the Muskingum County Commissioners. This resolution supersedes all previous resolutions & is valid until revoked or leaves office.

Motion made by Commissioner Porter, seconded by Commissioner Crooks.

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

**RESOLUTION 22-0295**                      accept the Bid Packet and authorize the advertisement of the 205 North 7<sup>th</sup> Street HVAC Upgrades as presented by Jeremy Davis, APG Architects. Advertisements in the Zanesville Times Recorder will be March 22 and 29. Bid opening will be held Thursday, April 7; 10:30 a.m. during the Commissioners regular session.

Motion made by Commissioner Porter, seconded by Commissioner Crooks.

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

**RESOLUTION 22-0296**                      approve the lighting of the Courthouse blue for Zane State Graduation Week; May 9-14 and Police Officer Week; May 11-16.

Motion made by Commissioner Crooks, seconded by Commissioner Porter.

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

Judge Kalis, Domestic Relations Court, came to meet with the Commissioners to discuss 4-D Child Support IV-D Contract. She needs the Commissioners signatures by March 31. The Clerk will send to Mark Zanghi, Assistant Prosecutor, for review and approval.

Judge Kalis mentioned to the Commissioners that she has concerns that someone is smoking in their building. Commissioner Porter suggested that it may be IT. Commissioner Porter will ask Robert.

Commissioner Porter asked Judge Kalis if they need more room in their offices.

- She said they would like as much space as possible; privacy is always a concern with them

Commissioner Porter asked Commissioner Crooks that he assumes that they will be waiting to make a decision on the hiring of the JFS Director until Commissioner Cameron gets back.

Commissioner Crooks thinks it should be something all three talk about.

Commissioner Porter would ask for the same courtesy...you hired Eric Reed and several others...Commissioner Crooks told Commissioner Porter he opted not to be in the interview process. Commissioner Porter said that doesn't mean he couldn't be in the hiring process. Commissioner Crooks would ask how he could be in the hiring process if you don't interview them. Commissioner Porter believes there's a double standard.

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Commissioner Porter moved to approve the minutes of the March 07, 2022 session, with changes. Commissioner Crooks seconded.

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

Motion carried.

Commissioner Crooks asked if Commissioner Porter had followed-up or asked anyone to follow-up on the EMA vehicle being seen at Tumbleweed. She would think it only fair to ask Jeff. Commissioner Porter will ask Pam to follow-up.

Commissioner Porter moved to approve the minutes of the March 10, 2022 session, with changes. Commissioner Crooks seconded.

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

Motion carried.

Commissioner Porter moved to approve the minutes of the March 14, 2022 session. Commissioner Crooks seconded.

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

Motion carried.

Commissioner Crooks reported that she followed-up with Larry Donohue, Harrison Township Trustee, about Benji Williby's phone call regarding the condition of Moody Hollow Road.

- The Township is planning to work on the road, but is working on culverts and ditching first
- She messaged Mr. Williby to let him know

Commissioner Crooks returned a call to Cindy Ferguson who had concerns about the neighbor's spouting running on to her property. Ms. Ferguson called the Health Department and there is nothing they can do about it.

Beth supplied the Board with Lorena financial reports from 2010 through 2020 that the Board reviewed.

The Clerk is to contact Liam at Flecto to let him know to forward the new Pay App to Pat Kelly for his approval.

With no further business being before the Board, the meeting was adjourned at approximately 2:50 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.*