

Minutes for April 26, 2021

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

RES 21-0423 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 Cameron said the Commissioners have three messages to address sometime today.

- Veronica Fox – Duncan Run Road
- Alisha Urban – Washington Township; Mitchell Lane
- Tiffany – Concerns with jail pipe busting with sewer

Commissioner Crooks reported that she contacted Mayor Mason about the Washington JEDD.

- He was not available, she left a message
- She texted him this morning
 - Mayor Mason thought it was agreed to look over the next six months
 - He would review over the next five months
 - Commissioner Cameron said that's not a fair statement
 - She asked at the gathering if they really wanted to wait six months to make a decision
 - Nothing's going to change; why not make a decision and move on
- Commissioner Crooks said she called Doug Culbertson, Township Trustee, who said they signed two originals of the request letter
- She also talked to Matt Grimm, Township Trustee, who thought an original also went to City of Zanesville
- Commissioner Porter has said all along, that this JEDD is between the City and the Township, we've just been lucky enough that they added us
- Commissioner Porter asked if someone could confirm appointments to the Board
 - He would guess that no one is on that Board because they've never met and never reappointed anybody
- Commissioner Crooks reported that Matt said he's never been in a meeting since Mayor Tilton
- Commissioner Porter called Mayor Mason Thursday
 - He has a lot of good ideas
 - He also has been working with their Treasurer, Mr. Wolfe, for over a year trying to get him to do a better job collecting

Minutes for April 26, 2021

- The Mayor also mentioned legislation that could decrease income tax revenue because of people working from home
 - The Mayor is willing to share, but not the percentage they (Washington Township) asked for
- Commissioner Cameron noted that Halliburton has been there for a long time
 - The Mayor is saying that's why he doesn't want to give money back because they are already refunding so much to Halliburton
 - Sounds like the City needs to figure that out among themselves
 - This is the third year they've been doing refunds, not like it's affected it the entire time
 - Commissioner Crooks would say that the refunds are a separate detail that needs worked out with the City
- Commissioner Porter asked if the statement was made that the Township wanted this money to pave subdivision roads
 - Commissioner Cameron thought she heard Doug Culbertson say, it doesn't only affect the park, it affects our roads, and subdivisions
 - Commissioner Crooks understood them to say that the time they spend in the business park affects the time spent on other areas in the Township
- Commissioner Crooks' thought is that the intent is no different than any other JEDD they enter into; to help all three entities and doing what's right and fair
 - Commissioner Porter said, four entities; Port Authority, as well

Commissioner Cameron reported that she heard Corrie Marple, Records Manager, come in and ask for the Commissioners' minutes from March 25 to present.

- Corrie commented, by ORC, that she does not have to fill out the form to request

The following legislation was now considered:

RESOLUTION 21-0424 approve the establishment of new fund, number 117, which does *not* require approval of the State Auditor's Office, and line items as requested by Mark Eicher, Muskingum County Engineer

ESTABLISH NEW FUND

Purpose of New Fund

To account for a federally funded grant to replace a bridge (SFN 6032613) on Okey Road. The Grant will solely be used for local share funds and memo entry of Federal funds for the project.

Fund Number

117

Fund Name

PID 104046, Okey Road Bridge

Department

368-Highway Dept

Classification

Capital Project Fund Type --Federal

CFDA #

20.205

Grant Period

2021-2022

Grant Award

95% up to \$1,045,000

Grant Administrator

Matt Russell

Match Money

5% of Total Cost

LINE ITEMS TO BE CREATED

Revenue:	Description	Fund Dept. Account Code
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Minutes for April 26, 2021

	ODOT –Federal	117	000	409046
	Transfer In	117	000	414002
Expenditures:	Description	Fund	Dept.	Account Code
	Contractual Services	117	368	506051
	Federal Memo Entries	117	368	506054

Motion made by Commissioner Cameron, seconded by Commissioner Porter.

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

RESOLUTION 21-0425 approve the fund to fund transfer of monies for the Muskingum County Engineer as requested by Mark Eicher –Engineer, as follows:

FUND TRANSFER OF MONIES

<u>From Fund</u>	<u>To Fund</u>	<u>Amount</u>
009-368-99999	056-900-99999	\$26,238.82

Motion made by Commissioner Porter, seconded by Commissioner Cameron.

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

RESOLUTION 21-0426 accept and sign agreement with Mastermind to perform a no passing zone study which will be paid for by CEO task order at no cost to the County, as requested by Mark Eicher, County Engineer.

Motion made by Commissioner Cameron, seconded by Commissioner Porter.

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

RESOLUTION 21-0427 authorize Mollie S. Crooks to sign on behalf of the Board of Muskingum County Commissioners the contract with Morgan Coast of Vaughn, Coast, and Vaughn, Inc. to analyze options for sewer capacity for the east sewer service area, contract expenditures shall not exceed \$30,000.00.

Motion made by Commissioner Porter, seconded by Commissioner Cameron.

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

The Commissioners moved to Judge Cottrill’s Courtroom to meet with individual business owners from Duncan Falls:

- Scotty Staker
- Katie Imlay
- Natalie Maz
- Ricardo Dodoy

Stan Lucas, Sewer Department Manager, was also present.

Katie, Natalie and Ricardo have been having septic issues with their properties

- Katie went to the DunFalls Association who has the existing sewer, asking to hook on to that sewer because the line runs in her parking lot over to the pizza shop, who is connected
 - They denied her the access
 - Stan has also met with the DunFalls Association
 - The DunFalls Association is a private entity, and pretty much told Stan the same thing; no one else will be allowed to hook on
- Commissioner Cameron asked what is their reasoning
 - Never an original power addition property owner
 - However, there are other businesses;

Minutes for April 26, 2021

- Horseshoe Bar
- Brannon Café; owner also lives in the addition and sits on the Board
- Rusty Rooster
- American Legion
- School Board minutes show that the Association went to the School Board to extend to them a tap for a new concession stand/bathroom on the football field
 - They know that there are people that were not in the power addition that are connected
- Katie understands that it is not a capacity issue; they are not at capacity
 - Stan thinks it's about 45%
- Stan said when he went to talk to the Association, they said they wanted to help, but legally they couldn't
 - They gave Stan their lawyer's contact information
 - When Stan contacted their lawyer, he said there is no legal reason that they can't connect, but the Association is afraid if they do allow them, they will become a public system
 - They have a permit for 70,000 gallons per day, and unless they exceed that Stan wouldn't see them becoming a public system
 - They also told Stan that these other businesses got a tap in order to get an easement to run across their property
 - However, they have run across Katie's property with no easement and no tap
- Katie's concern is they are working hard, as business owners, to build that area; they want to see growth; they see value in their community; strong businesses build strong community; no infrastructure to give them that opportunity
- Katie has water seeping out of her dry well and has to get Zemba to keep pumping it out
 - Chris Zemba has made contact with Don Madden to see if there is a leak in the County water line;
 - Don said he would test the water for fluoride which would tell whether County water
 - Chris has pumped 10,000 gallons of water out of her dry well in a week and a half
 - Natalie and Ricardo are having to have water pumped out every two weeks at a cost of \$200 each time
- Stan said that the DunFalls Association buys water from the County after the EPA shut down their wells
- Katie said they are not asking them to allow them to tap for free, they are willing to pay for the tap fee and the monthly charge
- Commissioner Porter asked if the current septic systems in the area have been approved by the Health Department

Minutes for April 26, 2021

- Stan says that he has put in a request to the Health Department for all registered septic systems in Duncan Falls
- Would the County ever consider running sewer to Duncan Falls
 - Would be very costly
- Would it benefit to include Philo; no infrastructure there either
- Stan said the first time he called their (DunFalls) attorney, he said he'd have to get back to him, because he wasn't sure about it
 - Two weeks later the attorney sent Stan an email, but didn't answer his question; just stated that DunFalls is not interested in letting people on; Stan called him back and asked why, legally, they cannot tap on.
 - They (DunFalls) are afraid if they let people tap on, they will then become a public system and that changes their rules
 - Stan says they are permitted for 70,000 gallons per day
 - So allowing other people to tap on is not going to endanger their semi-public status
 - Stan says the plant is in a lot better shape than he thought it would be; they are taking good care of it, but it can take on more customers; currently only running one, of two, trains
 - It wouldn't make sense for the County to sewer that area when there is already a sewer system there
- Commissioner Cameron asked if it would be beneficial for the attorney to give them (DunFalls) a letter saying they would not endanger their status if they allowed others to tap on
 - And not just the attorney, but the Commissioners saying to DunFalls that business owners have come to us and you're telling us one thing, but the attorney says that's really not true, not that they have to, but how do they sleep at night knowing they're denying sewer tap with no good reason
- Would the County consider taking over the current system
 - The DunFalls Association would have to agree to that
- Stan said that DunFalls did reference tapping in the school
 - Not sure which school they were referencing

Commissioner Porter asked if they have talked to the DunFalls Board

- Katie said she called their Board President, Tim Stutes
 - He said he would love to help them out, he didn't have a problem with that, but would talk with the Board
 - Next day he called her back and said the Board says no
 - Stan understands that Scott Stutes used to be the President and runs the sewer plant, but is not a licensed operator
 - Robin, his wife, used to do the bookkeeping
- DunFalls' permit states that if municipal sewer comes to the area they all have to abandon their permits and plans
- It would be good to have a map of how the system runs through Duncan Falls
- Scotty Staker feels that the County's going to have to come in and help us out
 - Commissioner Crooks understands that we don't have any authority over their sewer plant, that's what's frustrating

Minutes for April 26, 2021

- Commissioner Cameron didn't mean for us to send a letter because we have the authority, but rather some form of communication and at least appear that we're trying to help
 - We also don't have authority over the trustees either, but not a week goes by that we don't call one of them about something
 - Why can't we step up and have some sort of communication with them
- Commissioner Porter asked if EPA would be willing to send a letter of support
 - If they (DunFalls) would receive a letter from EPA and the County Commissioners asking them to at least consider their (business owners) request, it may help
- Commissioner Crooks asked about opening up the second train of their sewer system
 - Stan said the second train wouldn't even have to be opened to add these few businesses
 - Stan tried to explain to DunFalls that the more customers they have, the more revenue
 - All who use the sewer system are voting members
 - Commissioner Cameron suggested that we not only send a letter to the Stutes family that runs the Board, but to everyone involved/hooked up to the sewer system
 - Katie will try to get a list of the current Board members of the DunFalls Association

- Residents pay \$90 per month for water and sewer

There was discussion regarding cost of running sewer to that area

- Approximately \$8 million
- Probably cheaper to build station there

Katie expressed concern, not just for her business that has been there for 24 years, but for new businesses such as Natalie and Ricardo.

- There are too many people in Duncan Falls that don't have a basic utility.

Katie asked about Federal money for projects like this.

- A lot of that money has tried up

Scotty asked about a levy on the ballot to pay for the County to run sewer.

- Commissioner Porter said he's not heard of that

The Association meets the last Thursday of every month.

Commissioner Cameron thinks it would certainly not hurt to send a letter to residents to address some of the misnomers about allowing other people/businesses connect.

- Commissioner Crooks asked if all residents should be informed/educated and receive the same information
- How many houses in Duncan Falls and how many can this existing system serve
- There are residents that probably would not want to connect, happy with their existing septic systems
- Stan noted that if the County took over the system, our rules are different
 - Anyone within 200 feet of the line would be required to connect

Who does the work when something goes wrong with the DunFalls system

- Whose equipment is used

Minutes for April 26, 2021

Commissioner Porter asked if Matt Abbott, Port Authority Director, should be included in discussion with DunFalls because of the economic development aspect.

Scotty suggested just sending a letter to the DunFalls Association first, and see what the reaction is.

- Commissioner Cameron agreed, it may upset them if we send to the entire Duncan Falls area first
- Katie said he would call Tim Stutes to find get a list of Board Members
- Commissioner Porter suggested including the Township Trustees

The Commissioners returned to their session room to continue.

Don Madden, Projects Manager, came to update the Commissioners.

- Don reported that he has been told that the cold weather in Texas caused them to shut down the power grid which meant they didn't produce resin that is used for pipe production
 - This has caused the price of pipe to nearly double and is hard to find
 - Imlay-Wilsonwood probably impacted the least, almost ready to go
 - Southern Sundale impacted more because of the larger pipe
 - Prices previously were less than \$4 foot, now \$8.15 per foot
 - They are predicting that by late summer prices should return somewhat to normal
 - Dan said we should know by May the results of WSLRA applications.
 - Commissioner Porter asked if there is such thing as State Purchase price for pipe
 - Not that Don's aware of, but he will ask
 - Commissioner Porter asked what about the purchasing power we have
 - Commissioner Porter asked if it would be feasible to wait for a year
 - Don feels that going slow right now is the right answer
 - Wait until the middle of summer and see what we find out
 - Big B-Mutton Ridge; environmental not complete; then 30 day posting
 - County Line Road
 - Hazen is starting in late May
 - Casey is checking on pipe
 - Maysville Sewer; Hazen has moved in and ready to start
- Don reported that we are going to need another well at the wellfield on SR60
 - We can, legally, run three at a time
 - Each well produces a million gallons per day
 - We need another well, to produce four million gallons per day
 - Needs 300' production area
 - 300' towards SR60 puts it at about 85' on Shelly and Sands property
 - Shelly and Sands has declined to grant the County the sanitary easement
 - Don did talk to Eagon and Associates who helps site projects and said he thinks they can get us a variance

Minutes for April 26, 2021

- Don noted that he has an area in mind in Northern Muskingum County for an alternate well field

Don asked the Board if he is to provide projects for possibilities of what the American Rescue monies could be used for

- Commissioner Cameron said, never hurts, not going to just put in general fund
 - Could he provide a dollar value
 - Don will provide rough estimates
 - For new projects?
 - Projects in process?
 - Licking View
 - Commissioner Crooks has heard it's to be used for broadband, infrastructure and technology
- Don also reported that ARC pre-applications are due the end of this week
 - Projects for 2022
 - Does anything trump Licking View Sewer
 - Commissioner Porter said he would hope eastside sewer would be on the list as a priority
 - Not only to increase capacity but to increase the area to Norwich
 - Don thinks Licking View should qualify, but eastside should score more points
 - Would the Board rather make application for east sewer or Licking View
 - Commissioner Crooks suggested checking with Matt Abbott to see if he has anything in the works
 - Licking View should qualify for CDBG

Don reported that he would like to take two weeks of vacation in June.

Don gave a brief update on the new building.

Commissioner Cameron noted that it sounds like Don has a lot on his plate, should he be training someone.

- Don will come in at some point to discuss with the Board

Beth, Deputy Clerk, asked how she should handle a bill from EMA for the water leak at their property.

- The Water Department did the normal leak adjustment and there is still a balance of over \$600, which would normally be \$66.00
 - It was decided to pay the bill just like any customer would be treated

The Commissioners adjourned for lunch to resume session at 2:00 p.m.

Robert Moore came in to see the Commissioners.

- He just got back from the Recorders and their migration with their representative, they are wanting 2 servers
- Commissioner Porter suggest the Commissioners can purchase one and she can purchase the second one

Minutes for April 26, 2021

- Commissioner Porter invited Robert to attend a meeting that is set for May 6, 2021 at 10:30 in the Commissioners session room with Strategic Systems

Commissioner Cameron reported that Lindsey Daniels, Juvenile Detention, will be getting estimates for carpet cleaning.

- She will report back to the Commissioners with the estimates

Commissioner Cameron reported the real estate transfer from Muskingum County to Chase Bank is in the Times Recorder.

The Commissioners returned phone messages

- Resident concerns regarding fencing around pools
There are not any zoning regulations in place by the County or Townships regarding fencing
- Resident complaint concerning sewer backups in jail facility and treatment of inmates
Commissioner Crooks gave her Dave Sucui, Jail Administrator as a contact person
- Resident on Duncan Run Rd concerned with the dusty road conditions
Commissioner Crooks placed a call to Township Trustee Bill Green
Township will be putting a mat down in late summer, early fall

Commissioner Cameron said the email from Jeff Jadwin was regarding the electric bill for sirens

Commissioner Cameron said a message from Shawn Johnson, Engineers office said Pat Kelly asked if they considered the option of using slats (for fencing between Adoption Center and Juvenile Center)

- Commissioner Crooks said the Commissioners look at it from a liability stand point
- Mark Zanghi considers it a safety issue
- Bob Smith considers it a confidentiality issue for juvenile residents

Commissioner Crooks mentioned the e-mail from Jeff Jadwin regarding siren bill

- Craig Knox said they voted to have electric bill signed over to the Commissioners to pay
- \$30 per month electric cost for each siren
- Commissioner Porter asked what was the original intent of siren
- Commissioner Crooks said AEP reported the siren has been in place since 1965
- If County paid for all 47 sirens yearly, it would cost \$17,000
- Commissioner Crooks placed a call to Jeff Jadwin

Commissioner Cameron reported to Commissioner Porter the message from Lindsey Daniels regarding carpet cleaning estimates.

Minutes for April 26, 2021

Commissioner Cameron reported she had called Chris Hamill, Treasurers Office, after last Thursday's session.

- The Commissioners do not see a purpose of building a wall at the Board of Election through the Sheriff's evidence part to the back entrance of the building and the expense of a new front door/entrance

Jeff Jadwin returned the Commissioners call regarding sirens.

- Commissioner Crooks asked why all of a sudden the Newton Township fiscal officer has a concern about the siren bill
- AEP stated the siren is on a separate meter for Newton Fire Department
- The Columbia Drive siren is the only one the County pays for
- Most sirens run off of the Township building electric meter
- Commissioner Crooks said do they not understand it is a service to their community
- The County has maintenance contract, put the sirens up and maintain them
- Commissioner Porter asked if they would partner and pay it themselves as a community service
- Commissioner Crooks suggested getting in touch with Derrick Dozer, Township Trustee

Commissioner Crooks saw in the Times Recorder that we lost one Congressional seat.

Commissioner Porter said one quote for the plaques from Johnson Bowers is for \$800.00

Pam Davis came in to give an update on her meeting with Corrie Marple this morning

- She was questioning her evaluation from the Records Commission Board
- Pam feels the Records Commission Board should be the ones who complete the evaluation from 2020
- Commissioner Porter said she was under the Records Commission last year, so why wouldn't they do the evaluation?
- Corrie has not received the signed evaluations, yet
- Pam said only 3 of the 5 board members have returned them
- Commissioner Porter said that's his point... how are you going to evaluate her, what does she do?
- Corrie asked Pam if she had done something wrong
- Pam said no or you would have received a verbal or written warning
- Commissioner Cameron asked if Corrie was off for an extended amount of time would the other employees be able to function sufficiently....Pam said yes, she thought they could
- Commissioner Cameron said she seems to be taking a lot of Pam's time
- Pam reminded her that she is not her supervisor and that she should be directing

Minutes for April 26, 2021

all questions to the Records Commission Board regarding her evaluation. Pam will guide her in the transition between the Records Commission Board and the Commissioners, since she came to her about it

- Corrie would like a signed copy of her evaluation
- Commissioner Crooks said her intent on the day that Corrie came in, was for the Commissioners to address all questions and concerns that Corrie had. She did not have many. She has since gone to Pam with several concerns
- Commissioner Cameron asked Pam if she could follow up with the 2 board members that had not responded yet in regards to the evaluation
- Commissioner Porter said he received his e-mail requesting to complete Corrie's evaluation on March 31, 2021
- Pam told Corrie the policies have not changed, just her supervisors
- Feels Records Commission Board should finish evaluation
- Commissioner Crooks said if Corrie wants to come in.....feel free to
- Pam said there will be more accountability with the time clock

Robert Moore discussed reusing the Commissioner old I-pads

- Scottie could use one
- Robbie could possibly use one also
- Pam said Bryan Catlin's old I-pad could be reused

Commissioner Cameron reminded the Commissioners they need to work on the DunFalls letter on Thursday.

- Commissioner asked Stan if he could get some talking points to start with for the letter
- Commissioner Porter said maybe even ask if they would kindly reconsider the impact it will cause

Commissioner Cameron reaffirmed the Center for Seniors meeting tomorrow is virtual.

Discussion regarding Don Madden's request to hire Mark Sterling as a Muskingum County Water and Sewer inspector.

The following was then considered:

RES 21-0428 approve the employment of Mark Sterling, Intermittent Water and Sewer Inspector. Starting pay will be \$19.10 per hour.

Motion made by Commissioner Porter and seconded by Commissioner Cameron

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

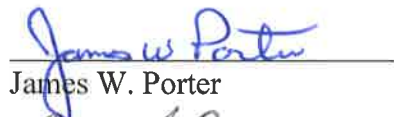
Motion carried.

Minutes for April 26, 2021

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



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.