

Minutes for May 10, 2021

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

RES 21-0449 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 payroll, pending review.
Seconded by Commissioner Porter.
Vote was Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

Commissioner Crooks reported that she talked with Stan Lucas this morning.

- He will come in at 1:30 today to discuss Licking View
- Stan has a call in to EPA regarding Licking View

Commissioner Cameron reported that she talked with Sheriff Lutz regarding a Ribbon Cutting for the Adoption Center.

- Walk-thru is May 17
- Macey would like at least a week to settle in before having the Open House
- Commissioner Cameron said that is up to the Sheriff, Macey and the Staff

Commissioner Crooks reported that she went to Recycling Friday to look at the space for updates and renovations.

- She tried to get an idea of the work flow to help make the space more efficient and organized
- They have an old refrigerator that should be replaced
- Mark would like a place to secure his tools
- Scott will get some prices for refrigerator and tool cabinet
- She would like to consider painting, lighting, flooring, updating the bathroom and organizing phone wires on the wall

The Clerk reported that Sheriff Lutz had called last week to ask who purchased the basic supplies for the Adoption Center.

- Scott explained that Housekeeping supplies the basics for the departments that they clean
 - Housekeeping does not clean the Adoption Center
 - Should they clean the Adoption Center
- It was decided to have the Dog Warden purchase the supplies for the Adoption Center and if they need additional money as the year goes on, to come in to Board to ask for supplementals

The following legislation was now considered:

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RESOLUTION 21-0450

WHEREAS, the real property known as tax parcel #60-01-08-24-000 consisting of 0.90 acres; said property being located at 2735 Wilhelm Road, Chandlersville (Salt Creek Township), Ohio, 43727, was forfeited to the Board of County Commissioners, Muskingum County, Ohio as the result of a criminal matter (*State of Ohio vs. Dwight W. Taylor*, Case No. CR2020-0182); and

WHEREAS, the real property was sold at a public auction conducted by the Muskingum County Sheriff on May 4th, 2021; now

THEREFORE, BE IT RESOLVED, by the Board of Commissioners, Muskingum County, Ohio that this board accepts the bid in the amount of \$32,000.00 (thirty-two thousand and 00/100 dollars) from Sherry Gilkerson, 5065 Chandlersville Road, Chandlersville, OH 43727; and

BE IT FURTHER RESOLVED, that Mollie S. Crooks, President, Board of County Commissioners, Muskingum County, Ohio is authorized to sign any and all instruments which are required to convey the property.

Motion made by Commissioner Porter, seconded by Commissioner Cameron.

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

Motion carried.

RESOLUTION 21-0451

WHEREAS, the real property known as tax parcel #60-01-08-39-000 consisting of 5.10 acres; said property being located at 5005 Chandlersville Road, Chandlersville (Salt Creek Township), Ohio, 43727, was forfeited to the Board of County Commissioners, Muskingum County, Ohio as the result of a criminal matter (*State of Ohio vs. Dwight W. Taylor*, Case No. CR2020-0182); and

WHEREAS, the real property was sold at a public auction conducted by the Muskingum County Sheriff on May 4th, 2021; now

THEREFORE, BE IT RESOLVED, by the Board of Commissioners, Muskingum County, Ohio that this board accepts the bid in the amount of \$28,560.00 (twenty-eight thousand, five hundred sixty and 00/100 dollars) from R. Joe Holdren, LLC, 58777 Coleman Road, Cambridge, Ohio 43725; and

BE IT FURTHER RESOLVED, that Mollie S. Crooks, President, Board of County Commissioners, Muskingum County, Ohio is authorized to sign any and all instruments which are required to convey the property.

Motion made by Commissioner Cameron, seconded by Commissioner Porter.

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

Motion carried.

RESOLUTION 21-0452

WHEREAS, the real property known as tax parcel #60-01-08-62-000 consisting of 5.10 acres; said property being located at 5030 Chandlersville Road, Chandlersville (Salt Creek Township), Ohio, 43727, was forfeited to the Board of County Commissioners, Muskingum County, Ohio as the result of a criminal matter (*State of Ohio vs. Dwight W. Taylor*, Case No. CR2020-0182); and

WHEREAS, the real property was sold at a public auction conducted by the Muskingum County Sheriff on May 4th, 2021; now

THEREFORE, BE IT RESOLVED, by the Board of Commissioners, Muskingum County, Ohio that this board accepts the bid in the amount of \$70,000.00 (seventy thousand and 00/100 dollars) from Kenny Atkins, 3929 Dresden Road, Zanesville, OH 43701; and

BE IT FURTHER RESOLVED, that Mollie S. Crooks, President, Board of County Commissioners, Muskingum County, Ohio is authorized to sign any and all instruments which are required to convey the property.

Motion made by Commissioner Porter, seconded by Commissioner Cameron.

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

Motion carried.

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RESOLUTION 21-0453

WHEREAS, the real property known as tax parcel #60-01-08-64-000 consisting of 5.10 acres; said property being located at 5080 Chandlersville Road, Chandlersville (Salt Creek Township), Ohio, 43727, was forfeited to the Board of County Commissioners, Muskingum County, Ohio as the result of a criminal matter (*State of Ohio vs. Dwight W. Taylor*, Case No. CR2020-0182); and

WHEREAS, the real property was sold at a public auction conducted by the Muskingum County Sheriff on May 4th, 2021; now

THEREFORE, BE IT RESOLVED, by the Board of Commissioners, Muskingum County, Ohio that this board accepts the bid in the amount of \$100,000.00 (one-hundred thousand and 00/100 dollars) from Cody M. Foster, 980 Pinkerton Road, Zanesville, OH 43701; and

BE IT FURTHER RESOLVED, that Mollie S. Crooks, President, Board of County Commissioners, Muskingum County, Ohio is authorized to sign any and all instruments which are required to convey the property.

Motion made by Commissioner Cameron, seconded by Commissioner Porter.

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

Motion carried.

RESOLUTION 21-0454

WHEREAS, the real property known as tax parcel #60-01-08-43-000 consisting of 5.77 acres; said property being located at 5181 Chandlersville Road, Chandlersville (Salt Creek Township), Ohio, 43727, was forfeited to the Board of County Commissioners, Muskingum County, Ohio as the result of a criminal matter (*State of Ohio vs. Dwight W. Taylor*, Case No. CR2020-0182); and

WHEREAS, the real property was sold at a public auction conducted by the Muskingum County Sheriff on May 4th, 2021; now

THEREFORE, BE IT RESOLVED, by the Board of Commissioners, Muskingum County, Ohio that this board accepts the bid in the amount of \$30,292.50 (thirty thousand, two hundred ninety-two and 50/100 dollars) from R. Joe Holdren, LLC, 58777 Coleman Road, Cambridge, OH 43725; and

BE IT FURTHER RESOLVED, that Mollie S. Crooks, President, Board of County Commissioners, Muskingum County, Ohio is authorized to sign any and all instruments which are required to convey the property.

Motion made by Commissioner Porter, seconded by Commissioner Cameron.

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

Motion carried.

RESOLUTION 21-0455

WHEREAS, the real property known as tax parcel #60-01-08-24-003 consisting of 10.00 acres; said property being located at 5230 Chandlersville Road, Chandlersville (Salt Creek Township), Ohio, 43727, was forfeited to the Board of County Commissioners, Muskingum County, Ohio as the result of a criminal matter (*State of Ohio vs. Dwight W. Taylor*, Case No. CR2020-0182); and

WHEREAS, the real property was sold at a public auction conducted by the Muskingum County Sheriff on May 4th, 2021; now

THEREFORE, BE IT RESOLVED, by the Board of Commissioners, Muskingum County, Ohio that this board accepts the bid in the amount of \$150,000.00 (one-hundred fifty-thousand and 00/100 dollars) from Brigitte and Oluyomi Ogunniran, 427 Eppley Avenue, Zanesville, Ohio 43701; and

BE IT FURTHER RESOLVED, that Mollie S. Crooks, President, Board of County Commissioners, Muskingum County, Ohio is authorized to sign any and all instruments which are required to convey the property.

Motion made by Commissioner Cameron, seconded by Commissioner Porter.

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

Motion carried.

RESOLUTION 21-0456

WHEREAS, the real property known as tax parcel #60-01-08-44-000 consisting of 5.73 acres; said property being located at 5255 Chandlersville Road, Chandlersville (Salt Creek Township), Ohio, 43727, was forfeited to the Board of County Commissioners, Muskingum

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County, Ohio as the result of a criminal matter (*State of Ohio vs. Dwight W. Taylor*, Case No. CR2020-0182); and

WHEREAS, the real property was sold at a public auction conducted by the Muskingum County Sheriff on May 4th, 2021; now

THEREFORE, BE IT RESOLVED, by the Board of Commissioners, Muskingum County, Ohio that this board accepts the bid in the amount of \$46,413.00 (forty-six thousand, four hundred thirteen and 00/100 dollars) from Alissa Brooke Dailey and Christian Andrew Dailey, 5285 Chandlersville Road, Chandlersville, Ohio 43727; and

BE IT FURTHER RESOLVED, that Mollie S. Crooks, President, Board of County Commissioners, Muskingum County, Ohio is authorized to sign any and all instruments which are required to convey the property.

Motion made by Commissioner Porter, seconded by Commissioner Cameron.

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

RESOLUTION 21-0457 WHEREAS, the real property known as tax parcel #60-01-08-46-000 consisting of 8.42 acres; said property being located at 5345 Chandlersville Road, Chandlersville (Salt Creek Township), Ohio, 43727, was forfeited to the Board of County Commissioners, Muskingum County, Ohio as the result of a criminal matter (*State of Ohio vs. Dwight W. Taylor*, Case No. CR2020-0182); and

WHEREAS, the real property was sold at a public auction conducted by the Muskingum County Sheriff on May 4th, 2021; now

THEREFORE, BE IT RESOLVED, by the Board of Commissioners, Muskingum County, Ohio that this board accepts the bid in the amount of \$105,000.00 (one-hundred five- thousand and 00/100 dollars) from Charles and Pamela Wickham, 5465 Chandlersville Road, Chandlersville, OH 43727; and

BE IT FURTHER RESOLVED, that Mollie S. Crooks, President, Board of County Commissioners, Muskingum County, Ohio is authorized to sign any and all instruments which are required to convey the property.

Motion made by Commissioner Cameron, seconded by Commissioner Porter.

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

RESOLUTION 21-0462 approve appointments and approve Mollie S. Crooks to sign applications, to LEPC for the term August 1, 2021 through July 31, 2023 per the attached application.

Motion made by Commissioner Porter, seconded by Commissioner Cameron.

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

The Commissioners moved outside for a bid opening for Road Resurfacing 2021 for the County Engineer.

RESOLUTION 21-0458 open bids for Road Resurfacing 2021 for the Muskingum County Engineer.

Motion made by Commissioner Porter, seconded by Commissioner Cameron.

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

Bids received from:
The Shelly Company
Shelly and Sands
NLS Paving, Inc.

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RESOLUTION 21-0459 take bids under advisement for Road Resurfacing 2021 for the Muskingum County Engineer.

Motion made by Commissioner Porter, seconded by Commissioner Cameron.

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

Commissioner Cameron reported that Ashley Davis with the Area Agency on Aging 9 called to ask if our Center for Seniors would be interested in being a vaccine site, if needed.

- Commissioner Cameron gave her James McDonald's (President of their Board) number
- Ashley also said they are working on plans to re-open senior centers

Commissioner Cameron called Corrie Marple to get the name and number of the representative of the company installing the new shelving. Commissioner Cameron was inquiring to purchase some of the shelving for a local food pantry at Coburn Church.

- Corrie told her the shelving belongs to the County
- Commissioner Porter said if that's the case he won't have anything to do with them, if they belong to the County

Allen Bennett and Bob Smith from Juvenile Detention came for the 11:00 bid opening.

Commissioner Cameron asked them about the roofing grant.

- The County General Fund paid for that project upfront
- Then when Juvenile was reimbursed the 60% grant monies it was put back into the General Fund, but the remaining 40% was paid from General Fund

The 11:00 bid opening was moved outside.

RESOLUTION 21-0460 open bids for Surveillance Cameras for the Muskingum County Juvenile Detention.

Motion made by Commissioner Porter, seconded by Commissioner Cameron.

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

Bids received from:

City Wide Solution, Inc.

Technology Install Partners

Johnson Controls

Ables, Inc.

Brown Security, LLC

Security 101

James Electric & Security

Integrated Precision Systems

RESOLUTION 21-0461 take bids under advisement for Surveillance Cameras for the Muskingum County Juvenile Detention.

Motion made by Commissioner Cameron, seconded by Commissioner Porter.

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

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Commissioner Porter moved to approve the minutes of the May 06, 2021 session.

Commissioner Cameron seconded.

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

Motion carried.

Commissioner Cameron clarified that she thought we (General Fund) should pay for the roof on the Engineer's Adamsville Outpost.

And, if Scott pays for it out of his Maintenance funding, she realizes he will probably have to come back to ask for more money later in the year.

Pam Davis, Human Resources, came in to report that she had followed up with CORSA regarding the coverage for the Interim Director of the Center for Seniors, as well as, what their recommendation is for contractors.

- Frank Hatfield at CORSA, confirmed that their standard recommendation for a contractor is that the contractor is required to have general liability in the amount of \$1 million and to list the County as "Additional Insured"
 - Workers' Comp is recommended, as well, because they will not be covered under our Workers' Comp
 - Not part of ORC but best practice to cover any situation that could occur
- For Interim Director with contract, they recommend that person carry liability coverage for E&O (Errors and Omissions)
 - CORSA coverage will not extend because he is not a County employee
- Also recommended that he has some sort of BWC coverage also
- Sherry from CORSA also called Pam to present three options:
 - Contract and require them to carry liability, E&O and BWC coverages
 - Hire them through employment agency and employment agency is responsible for any liability and E&O coverage
 - Employment agency would add fee for these coverages
 - We could submit to CORSA to ask them to agree to extend CORSA coverage in the scope of duties the Interim Director would be performing
 - CORSA would have to see a draft of the agreement prior to signatures
 - No premium charge for it
 - Pam will send contract draft for Interim Director to CORSA and our Prosecutor's office

Scott Lee, Facilities Supervisor and Robbie Frame, Housekeeping Supervisor, came to meet with the Commissioners at their request.

- The Commissioners presented an estimate from Carpet Care Plus for the professional cleaning of carpets and tile at the Juvenile Facility
- Should Maintenance/Housekeeping be doing this periodically
 - Do they have the right equipment to clean properly
- Commissioner Porter reported that the Child Support folks use the restroom downstairs because Nancy keeps it clean
 - Robbie said that the tile floor in the second floor restroom is so rough, like sandpaper....cannot clean the floor, he's tried

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- Commissioner Porter said some people just need to pick up after themselves, as well
- Scott said that the radio room folks/dispatchers use the second floor bathrooms at night after housekeeping has cleaned it
- Robbie said he would talk to Housekeeping
- Commissioner Porter also mentioned the tile on the first floor of the Courthouse
 - Scott said he would have Modern come over to look at that
 - May be difficult to find replacement tiles because of the age
- Commissioner Crooks said she went out to Recycling Friday and feels that whole area needs a re-do
 - Mark wants a tool chest that locks for his tools
 - They would also like a new refrigerator
 - Commissioner Porter asked if there are plans for someone to keep it clean after it is renovated
 - Scott said the goal is to try to have someone clean during the day
- Scott was told to repair the Adamsville Outpost roof from the Maintenance Budget and come back if he needs more money

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

Mark Eicher and Gary Williams of the Engineer's office; Stan Lucas, Sewer Department Manager; and Adam Dickerson and Matt Hemmer from the Health Department met with the Commissioners to discuss Licking View.

There were some issues at Licking View over the weekend that Stan wanted to update the Commissioners about.

- Stan reiterated that it is not County sewer in Licking View, even though that is a common misconception
- Stan has called the EPA because his fear is if they tie the line back together that has sewer going through it and potentially going to the Licking River, didn't want EPA to come back on him or the County for that
 - EPA said go ahead and get it fixed today; it's an emergency situation and they will not come back on the County
 - Stan is looking for Commissioners' approval
 - EPA will be expecting Health Department to make sure that the areas tied in to this get on septic
 - Someone in Licking View thinks that maybe Columbia Gas broke something when they were there last week
 - Homeowner dug massive hole - now water running out of it across alley
- There is not proper storm drainage
- This is a result of homeowners tapping their sewer into the storm sewer
- Health Department does not require inspections
 - Inspections are only required if the owner sells the property and the lending institution requires an inspection
- There is not even a record of storm sewer in the area
- Commissioner Porter noted that we thought we were doing the right thing several years ago when we went in a dug up some of it

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- That's basically when Falls Township decided it was sanitary sewer and it belongs to the County, because the County tried to help out...that was 2013
- Commissioner Cameron asked, so when we go to help this time, are the people going to say, here they are, see it is the County....they don't understand, they don't care that it's really not the County's issue, we're just trying to do the right thing and help them
- Commissioner Porter said they raised a lot of hell Saturday.... We can sewer it and they'll have to pay for it
- Stan says it appears that all the water that is creating issues is crystal clear...it is storm water
- Commissioner Cameron asked from the Health Department's view, can you even tell who has what, good or bad
 - Case by case basis and difficult to see
 - 78 septic tanks out of 116
 - Some houses have dealt with their problems themselves
 - Cannot prosecute as a nuisance because it doesn't meet the criteria, but it is definitely a problem and there is sewage in it. There is no doubt that their line from that house is connected to this and that would be sewage
 - There is no septic tank, it comes right from the house in to this line
 - Stan said that a homeowner showed a letter to the Deputy and a Sewer Department employee that stated the Licking View "sewer" was County
 - During this latest situation, the Health Department and the County Sewer Department were there trying to figure out what was happening and Falls Township was nowhere to be found
 - Commissioner Porter stated that if there was a storm water system, that the Township is responsible for, we probably wouldn't be having this problem
 - We could blame both sides
 - The resident had hired someone with an excavator to come out to fix the problem and wanted to dig up the road
 - Sheriff's Deputy called Stan to inform him and Stan told him it's not County property...can't give you permission, because it's Falls Township
 - The Deputy called Steve Dillon, Trustee, who told him the alley was not Falls Township
 - Stan doesn't, in any way, feel this is Muskingum County's issue, but in order to try to resolve it, now that the EPA says we won't be held liable, he's asking the Board if they want him to fix it
 - When asked what he thinks, Stan says he believes it's a "damned if you do or damned if you don't" scenario
 - Commissioner Porter said, again, we can sewer Licking View, plans are in the works, but they're going to have to pay for it
 - Commissioner Crooks noted that it was not our intent to put it off, it was to get on it as soon as possible, but if we can speed it up...again, be careful what you wish for

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- Commissioner Porter understood that the Falls Township Trustees agreed to do the storm water runoff; do they (Trustees) have any idea what that's going to cost
 - Two of them (Trustees) agreed to do it
 - Steve Dillon did not attend the meeting with Stan and Gary and did not tell the other Trustees that there was a meeting
 - Stan said if we (County) put in the sanitary sewer and the Township does not put in the storm water system, this problem does not go away
 - Mark Zanghi is working on agreement with Township
 - It still makes sense to go forward with the sanitary sewer even if Falls Township would say no to the storm sewer system
- Commissioner Porter asked if we could contact Columbia Gas
 - Stan said Columbia Gas has a leak out there and they (Columbia Gas) said sewer ran in the hole when they began digging and left....there is still a leak
 - Hard to believe Columbia Gas just walked away

Commissioner Cameron asked the status of the camper situation on Licking View, since the Township declared it a nuisance. It is her understanding that the Township passed a resolution declaring it a nuisance.

- Matt Hemmer said he had not heard that yet
 - He had talked with Steve Dillon who told him he would let him know what happened at the meeting...he has not yet heard from Steve

Stan said that it is very possible that they go in and dig it up and it can't be fixed.

Commissioner Porter suggested we should be dealing with the owner, not the renter.

- Gary said the owner told the renter, that if he got a letter to fix the problem, he (renter) would be evicted

Gary has concerns not knowing what they are going to find when they start digging there.

- Be prepared for change orders

Mark Eicher placed a call to Mike at Columbia Gas....left a message.

Stan placed a call to Drew with Columbia Gas

- Drew claimed he hit line and didn't fix the gas leak because the hole filled with sewage
 - If the sewer line was 5' deep how did a 2' deep gas line get filled with sewage

Stan asked if there would be backlash if County doesn't do anything

- He will talk to homeowners today and start repairs tomorrow morning

The Commissioner reviewed the letter from Mark Eicher to Benjamin Ahn regarding Mr. Ahn's concerns in East Fultonham.

- Mark has sent letter to Mark Zanghi for review
- Neighbors have called Mark Eicher and are upset with Mr. Ahn
- Commissioner Porter said Mr. Ahn offered to place pipe in the area in question
 - Mark said Mr. Ahn never mentioned that to him, he just said he was going to fill it in
 - Adam told Mark there was no sewage in the area in question

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Mark also reported on the Fletcher Road Bridge

- There is no clear title to the property where they wanted to move the location
 - Mark has given them a time frame to have a clear title, otherwise the bridge will go back as originally planned

Commissioner Porter reported a call from Mike Gonder regarding Twin Hills water.

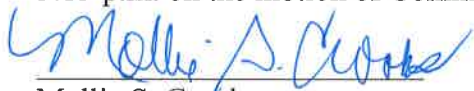
- Mr. Gonder is asking the Commissioners to consider moving that up
 - Mr. Gonder says he knows the money is there, why is it getting pushed back...says it's grant money, he knows we've got it
 - He has petitioned the County for water
 - Thought there were water samples with arsenic
 - Will get 50 people together to come in to meet Commissioners, if necessary
- The Clerk is to schedule Don Madden for Thursday to discuss

There was continued discussion regarding the one million dollar insurance policy requirement.

- Commissioner Porter said what Pam was talking about is from CORSA
 - In his 19 years as township trustee they had to have it for every project they did
 - Commissioner Crooks understood that Mark Zanghi said we have to pass a resolution; it is not ORC, but is a practice that CORSA has outlined
 - Mark offered to draft a resolution
 - Commissioner Cameron said Bud Chess said it is a guideline from CORSA
 - There is a difference between a public improvements contractor and a general contractor that's not doing public work
 - Commissioner Porter wants to do that, it's common practice
 - Worker's Compensation is also a requirement
 - Commissioner Porter said can't get Worker's Comp if individual

Commissioner Crooks reported that Pam had called Mark Zanghi and he has not had a chance to look at the agreement for the Center for Seniors Interim Director, and probably wouldn't until closer to the end of the week.

With no further business being before the Board, the meeting was adjourned at approximately 3:13 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.