

Minutes for June 22, 2020

Commissioners Present: Porter, Cameron, Crooks

Staff Present: Susan Reese

The Commissioners participated in Unified Command call at 10:00 a.m.

RES 20-0531 Meeting was called to order at 10:54 a.m. on the motion of Commissioner Cameron and the second of Commissioner Porter.

Vote was Cameron, aye; Crooks, absent at the time of voting; Porter, aye. Motion carried.

Commissioner Cameron moved to approve the payment of bills, pending review.

Seconded by Commissioner Porter.

Vote was Cameron, aye; Crooks, absent at the time of voting; Porter, aye. Motion carried.

Commissioner Cameron moved to approve the payroll, pending review.

Seconded by Commissioner Porter.

Vote was Cameron, aye; Crooks, absent at the time of voting; Porter, aye. Motion carried.

Alma Tennent, County Court Clerk, came to see the Commissioner to discuss their upcoming renovations. There was also discussion regarding how to pay for the new HVAC system.

- Cole Ryan has determined that County Court occupies 31.6% of the Law Administration Building
- All agreed that County Court will pay 31.6% of the HVAC bill and the Commissioners will pay the remainder

There was also discussion about where they will be moving during renovations.

- Alma met with Jefferson Massey of the Law Library and Jillian Von Gunten, President of their Board, to ask if they could use the Law Library as their office and court room during renovations at the Law Library
- They are supposed to let Alma know today if they can use the Law Library
- They will have to move everything. The renovation will take approximately three months
- County Court has currently been closing at noon on Tuesdays and Thursdays to box things for moving
- Dan Long, IT, will be installing temporary security cameras in the Law Library, if County Court moves there
- Cole Ryan said they should be starting with the parking spots under the Law Administration building next week
- If County Court moves to the Law Library, they will use the side/alley entrance and will adhere to the Hixson Building's face covering policy

The following legislation was considered:

RESOLUTION 20-0532 approve the line item transfer of monies within Fund Number 001 as requested by Beth Iden, Deputy Clerk, Muskingum County Commissioners, as follows:

LINE ITEM TRANSFER OF MONIES

| <u>From Line Item</u> | <u>To Line Item</u> | <u>Amount</u> |
|--------------------------------------|-------------------------------|---------------|
| 001-102-504002 Professional Services | 001102-506001 Equip and Maint | \$4,000.00 |

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Motion made by Commissioner Porter, seconded by Commissioner Crooks.

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

Motion carried.

RESOLUTION 20-0533 authorize Cindy S. Cameron to sign on behalf of the Board of Muskingum County Commissioners the Credit Application for Perimeter Solutions, LP for the Muskingum County Emergency Management Agency.

Motion made by Commissioner Crooks, seconded by Commissioner Porter.

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

Motion carried.

RESOLUTION 20-0534 approve the payment of invoices incurred in 2019 with 2020 Funds payable to the following vendors for invoice(s) dated prior to encumbrances as requested by Jeff Jadwin, EMA Director.

| <u>Name of Vendor</u> | <u>Description</u> | <u>Amount</u> |
|-------------------------|-----------------------------|---------------|
| Franklin County Coroner | Garven Autopsy – 11.03.2019 | \$1,500.00 |

Motion made by Commissioner Porter, seconded by Commissioner Crooks.

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

Motion carried.

RESOLUTION 20-0535 approve the Supplemental Appropriation of Funds within Fund Number 011, 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> |
|--------------------|---------------------|---------------|
| CCMEP | 011-692-504181 | \$150,000.00 |

Motion made by Commissioner Crooks, seconded by Commissioner Porter.

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

Motion carried.

RESOLUTION 20-0536 approve the Supplemental Appropriation of Funds within Fund Number 013, for the Muskingum County Sewer Department, as requested by Peggy Taylor, Office Manager.

SUPPLEMENTAL APPROPRIATION OF FUNDS

| <u>Description</u> | <u>Account Code</u> | <u>Amount</u> |
|--------------------|---------------------|---------------|
| Unemployment | 013-372-502006 | \$500.00 |

Motion made by Commissioner Porter, seconded by Commissioner Crooks.

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

Motion carried.

RESOLUTION 20-0537 approve the payment of invoices incurred in 2019 with 2020 Funds payable to the following vendors for invoice(s) dated prior to encumbrances as requested by Jason Baughman, Chief Building Official.

| <u>Name of Vendor</u> | <u>Description</u> | <u>Amount</u> |
|-----------------------|--------------------|---------------|
| Jason Baughman | Travel Expenses | \$60.00 |

Motion made by Commissioner Crooks, seconded by Commissioner Porter.

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

Motion carried.

RESOLUTION 20-0538 authorize Cindy S. Cameron to sign on behalf of the Board of Muskingum County Commissioners the Environmental Review/Certification for PY2020 CHIP Grant Application. Requested by Sheila Samson, Director, Muskingum County Community Development.

Motion made by Commissioner Porter, seconded by Commissioner Crooks.

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

Motion carried.

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RESOLUTION 20-0539 authorize Cindy S. Cameron to sign on behalf of the Board of Muskingum County Commissioners the OCEAN USER Agreement for state funded programs. This Agreement is to revise Rehabilitation Inspectors. Requested by Sheila Samson, Director, Muskingum County Community Development.

Motion made by Commissioner Crooks, seconded by Commissioner Porter.

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

Motion carried.

RESOLUTION 20-0540 approve the line item transfer of monies within Fund Number 001 as requested by Eric Martin, Judge, Muskingum Court of Common Pleas, Probate, as follows:

LINE ITEM TRANSFER OF MONIES

| <u>From Line Item</u> | <u>To Line Item</u> | <u>Amount</u> |
|---------------------------------|-------------------------|---------------|
| 00-238-502013 Travel & Expenses | 001-238-503017 COVID-19 | \$500.00 |

Motion made by Commissioner Porter, seconded by Commissioner Crooks.

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

Motion carried.

RIGHT-OF-WAY PERMIT:

**American Electric Power, Zanesville
Washington Twp; Adamsville Road
Replace existing pole and install new lines
Begin July 17; completion July 19**

Scott Lee, Facilities Superintendent, came to see the Commissioners.

- Commissioner Porter received a call from David Branch of the MVESC, Friday about a window at the Health Department that he said didn't match
- Mr. Branch said he talked with Paul Construction about replacing it. They said it was not part of the new construction. Mr. Branch asked if the County would consider replacing and paying for it...approximately \$3,500.
- Scott said the glass is actually broken.
- The Board agreed to pay and replace

Commissioner Porter reported that he talked Friday with the person in charge of the paving project at Shelly and Sands, Mike Cline.

- They can coordinate grindings around mid-July
- Cost will be \$12/ton
- How many tons will we need? As much as we can get
- They will put in a pile at EMA and any County entity that needs it can use
- Jeff said he doesn't have the funds to pay
 - Does the County want to pay?
- They already have the spot prepared for delivery

There was discussion about trapping varmints at Recycling.

- If a deputy would shoot them with their service issued gun, they would have to make a report
- If a deputy would bring his personal gun, he would call dispatch and tell them he is on a call to get rid of an animal
- They plan to set two traps today to see what they get

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Scott asked about his vacation.

- He will be in Myrtle Beach for vacation July 6 -13
- There is currently no quarantine when returning from out of state

Pam Davis, Human Resources, came to talk with the Commissioners.

- Commissioner Porter asked her to come in to talk about an accident the Engineer's office had with an Adams Brothers' concrete truck June 10 on Sonora Road
- The estimate of damage to the Adams Brothers' (Zemba) truck is \$5,889.50
- According to ORC 2744.05b the victim has to file with their insurance carrier and our expense is to reimburse deductibles/out of pocket expenses that they may have
- Troy Hindel of Zemba, called Commissioner Porter Friday. Commissioner Porter called Mark Eicher to ask him his thoughts. Troy at Zemba said it was our fault, we should pay for the bill. Commissioner Porter asked Mark if he'd be okay to pay for it and he said yes.
- Pam also talked with Mark Eicher and he did not deny it was our fault. Her concern is that we are setting precedence if we do that. We don't do that with individuals if we run in to their vehicle. She gave examples.
 - Pam's recommendation, as risk loss control, is that we are protected by Ohio Revised Code on that and if we start making exceptions and setting a precedence, we are going to start opening ourselves up to a lot of additional liability in these third party claims.
 - Matt Russell agreed. They may, in the future, have to shut the road down they are working on.
 - In talking to Mark Eicher this morning, he said he would do whatever the Board says, but agreed that we are setting precedence if we're making a change.
- Adams Brothers has been made aware that by ORC this is how it is handled. That communication was June 12. Commissioner Porter spoke with Troy Hindle Friday, June 19
- Zemba's statement to Commissioner Porter was; they were on Sonora Road, their mixer was stopped, there was a flagger on each end. The Engineer's Gradall was cleaning out a ditch, the flagger told them to proceed and when they did the Gradall swings around and hits their truck. Why in the world should they have to pay for that? Commissioner Crooks: Because that's the law.
- Commissioner Porter's opinion is that it stinks that Zemba's insurance has to pay for it. Commissioner Porter says if we would go back far enough we have done this before....we replaced a truck that was totaled by a Sheriff's vehicle that ran a light. The statement that we've never done this before is false.
- Pam said since she's been here, the County has only paid deductible/out of pocket costs to the involved and she's believes we should stay consistent.
- Commissioner Crooks is not in favor of making an exception...not a good use of taxpayer money

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- If the Board did choose to pay it, it would not be CORSA that would pay it because that would be outside of our coverage. It would be the County that would pay the bill. Our coverage incorporates the ORC.
- Bodily injury is covered separately...we are liable for injury
- Pam did not realize there was a disagreement in how the claim was being handled
- The flagger was a County employee....should there be more training?

Pam followed up on the information she sent regarding the “nuisance trapper”. She was told that maintenance has two traps and how they are going to try to handle that.

RESOLUTION 20-0541 declare an Executive Session at 11:50 a.m. for the purpose of discussing a Personnel Matter pertaining to that of a public employee of Muskingum County Dog Warden. This session ended about 12 Noon.

Motion made by Commissioner Cameron, seconded by Commissioner Crooks.

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

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

Bob Snavely, Palmer Energy, came to talk with the Commissioners.

- Bob reported that he spoke with Falls Township and they are ready to move forward with placing electric aggregation on the ballot for Falls Township. He will be attending their next meeting, July 13
- Wayne Township has decided not to move forward at this time.
- Muskingum Township is still on the fence...he'll be reaching out to them again

Bob explained a little more about the opportunities for solar energy for counties in Ohio.

- The next step, if the County wants to consider participating, would be signing a Letter of Intent. Letters are due the first week of October.

Debra Nye and Michael Babcock came to talk about the COVID CARES Act monies that were received today in the amount of \$2,257,986.83. This will be distributed among County, City, Townships and Villages.

- There will be a Webinar Wednesday, June 24; 12:30 – 2:00 p.m. This will help explain how to distribute and use the CARES money.
- The money received is based on local government revenue for 2019
- Townships must return their money if not used for COVID, the County can redirect
- Job and Family's share could be sent to them directly from the State
- Debra and Mike asked that the following legislation be considered:

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RESOLUTION 20-0542 approve the establishment of new fund, number 228, which does *not* require approval of the State Auditor's Office, and line items as requested by Michael Babcock, Chief Administrator for the Muskingum County Auditor.

ESTABLISH NEW FUND

Purpose of New Fund The purpose of this fund is to account for Federal Assistance for the HB481 COVID-19 Local Pass through Distributions. We are requesting separate accounts for each Department receiving these funds.

Fund Number 228
Fund Name HB418 COVID Local Assistance Pass-through
Department 001-Agency past-through distributions
Type Custodial Fund Type - Federal

LINE ITEMS TO BE CREATED

| Revenue: | Description | Fund | Dept. | Account Code |
|-----------------|--------------------|-------------|--------------|---------------------|
| | Federal Assistance | 228 | 000 | 409018 |

| Expenditures: | Description | Fund | Dept. | Account Code |
|----------------------|--------------------|-------------|--------------|---------------------|
| | Twp Distributions | 228 | 001 | 511001 |
| | Municipalities | 228 | 001 | 511001 |

Motion made by Commissioner Porter, seconded by Commissioner Crooks.

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

RESOLUTION 20-0543 approve the establishment of new fund, number 088, which does *not* require approval of the State Auditor's Office, and line items as requested by Michael Babcock, for the Muskingum County Auditor.

ESTABLISH NEW FUND

Purpose of New Fund The purpose is to account for Federal Assistance for the HB481 COVID-19 Local Pass through Distributions. We are requesting separate accounts for each Department receiving these funds.

Fund Number 088
Fund Name HB481 CARES ACT
Department 103 Auditor
CFDA # 21.019 – Coronavirus Relief Fund
Grant Period 03.01.2020 to 12.28.2020
Grant Administrator Auditor
Matching N/A
Type Special Revenue Fund Type - Federal

LINE ITEMS TO BE CREATED

| Revenue: | Description | Fund | Dept. | Account Code |
|-----------------|--------------------|-------------|--------------|---------------------|
| | Federal Assistance | 088 | 000 | 409018 |

| Expenditures: | Description | Fund | Dept. | Account Code |
|----------------------|--------------------|-------------|--------------|---------------------|
| | Reimbursements | 088 | 102 | 501010 |
| | COVID-19 | 088 | 102 | 503017 |

Motion made by Commissioner Crooks, seconded by Commissioner Porter.

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

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Commissioner Crooks moved to approve the minutes of the June 18, 2020 session.

Commissioner Porter seconded.

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

Motion carried.

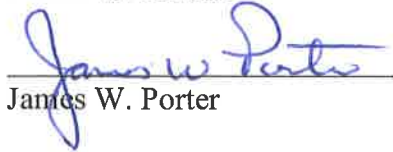
With no further business being before the Board, the meeting was adjourned at approximately 2:46 p.m. on the motion of Commissioner Cameron and the second of Commissioner Crooks.



Cindy S. Cameron



Mollie S. Crooks



James W. Porter

This is a condensed version of today's session. For a more detailed account, feel free to request a DVD recording.

