

Minutes for July 30, 2020

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

RES 20-0659 Meeting was called to order at 10:00 a.m. on the motion of Commissioner Porter and the second of Commissioner Crooks.
Vote was Cameron, aye; Crooks, aye; Porter, aye. Motion carried.

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

The following legislation was now considered:

RESOLUTION 20-0660 sign official certification of the local government monies to be received in calendar year 2021 as submitted by the Muskingum County Auditor.
Local Government Revenues for 2021 \$689,551.45
Motion made by Commissioner Porter, seconded by Commissioner Crooks.
Roll Call: Cameron, aye; Crooks, aye; Porter, aye. Motion carried.

RESOLUTION 20-0661 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 Alma Tennent, Clerk.

<u>Name of Vendor</u>	<u>Description</u>	<u>Amount</u>
Henschen and Associates	Government Software	\$9,768.75

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

RESOLUTION 20-0662 authorize Cindy S. Cameron to sign on behalf of the Board of Muskingum County Commissioners Pay Application Number 1 for the Bryan Drive Water Tank Demolition to Ohio Erie Excavating, LLC in the amount of \$61,000.00. This pay application will serve as the final Pay Application for the project.
Motion made by Commissioner Porter, seconded by Commissioner Crooks.
Roll Call: Cameron, aye; Crooks, aye; Porter, aye. Motion carried.

RESOLUTION 20-0663 WHEREAS, a request for payment to the County's flexible spending account for the period of July 1, 2020 through September 30, 2020, in the amount of \$162,500.00 has been submitted by the Muskingum County Department of Job and Family Services, Fiscal Supervisor, Tom Smith, and

WHEREAS, the transfer of funds in said amount, \$162,500.00 is now requested as follows:

FUND TO FUND TRANSFER

<u>From Transfer Out</u>	<u>To Transfer In</u>	<u>Amount</u>
001-999-99602	069-000-414002	\$162,500.00

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

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RESOLUTION 20-0664 WHEREAS, a request for payment of the county's mandated share of the Income Maintenance programs for the fiscal year of 2020 was requested to be paid for the period of July through September 2020, in the amount of \$53,383.00 has been submitted by the Muskingum County Department of Job and Family Services, Fiscal Supervisor, Tom Smith, as follows:

FUND TO FUND TRANSFER

<u>From Transfer Out</u>	<u>To Transfer In</u>	<u>Amount</u>
001-999-510004 County General	007-000-414002 PA Fund	\$53,383.00

Motion made by Commissioner Porter, seconded by Commissioner Crooks.

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

RESOLUTION 20-0665 WHEREAS, a letter of request has been submitted by The Village of Dresden, in accordance with the Ohio Revised Code Section 4504.04, for permissive tax funds in the amount of \$47,480.52, and

WHEREAS, the Muskingum County Engineer finds that the maintenance expense is necessary and conducive to the orderly flow of traffic within and through the Village and the County and hereby approve said expenses.

Motion made by Commissioner Crooks, seconded by Commissioner Porter.

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

RESOLUTION 20-0666 approve the line item transfer of monies within Fund Number 001 as requested by Mark C. Fleegle, Administrative Judge, Muskingum County Court of Common Pleas, as follows:

LINE ITEM TRANSFER OF MONIES

<u>From Line Item</u>	<u>To Line Item</u>	<u>Amount</u>
001-240-503001 Supplies	001-240-503017 COVID-19	\$113.07

Motion made by Commissioner Porter, seconded by Commissioner Crooks.

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

RESOLUTION 20-0667 approve the line item transfer of monies within Fund Number 001 as requested by Jason Baughman, Chief Building Official, as follows:

LINE ITEM TRANSFER OF MONIES

<u>From Line Item</u>	<u>To Line Item</u>	<u>Amount</u>
001-456-503001 Supplies	001-456-507001 Miscellaneous Expenses	\$3,000.00

Motion made by Commissioner Crooks, seconded by Commissioner Porter.

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

RESOLUTION 20-0668 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 Matthew Lutz, Sheriff.

<u>Name of Vendor</u>	<u>Description</u>	<u>Amount</u>
Genesis Medical	Inmate - No Medicaid	\$20.28
Genesis Medical	Inmate - No Medicaid	\$26.73

Motion made by Commissioner Porter, seconded by Commissioner Crooks.

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

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RESOLUTION 20-0669 approve the line item transfer of monies within Fund Number 001 as requested by Wendy Sowers, Clerk of Courts, as follows:

LINE ITEM TRANSFER OF MONIES

<u>From Line Item</u>	<u>To Line Item</u>	<u>Amount</u>
001-248-504001 Contract Services	001-248-503017 COVID-19	\$215.68

Motion made by Commissioner Crooks, seconded by Commissioner Porter.

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

There was brief discussion regarding an email from Mark Zanghi, Assistant Prosecutor, explaining the bond requirement for bid packages. Don Madden, Projects Director, forwarded the email to Corey Hazen for future reference.

Commissioner Crooks moved to accept and approve the minutes of the July 23, 2020 session with changes. Commissioner Porter seconded.

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

Commissioner Porter moved to accept and approve the minutes of the July 27, 2020 session. Commissioner Crooks seconded.

Vote was Cameron, abstain; Crooks, aye; Porter, aye. Motion carried.

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

- She talked with Troy McCollister, MCJFS, Tuesday and he informed her that their 2005 Chevy pickup has a rusted out frame and the Fleet Garage has advised them not to drive
- Scott said that Maintenance has a 2007 GMC Sierra that JFS could use

Stan Lucas, Sewer Department Manager, came to meet with the Commissioners and the following legislation was considered:

RESOLUTION 20-0670 declare an Executive Session at 10:22 a.m. for the purpose of discussing Personnel Matters pertaining to that of a public employees of Muskingum County Sewer Department. This session ended about 11:28 a.m.

Motion made by Commissioner Cameron, seconded by Commissioner Crooks.

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

Mason Gates, Deputy Dog Warden came at the Commissioners' request and the following was considered:

RESOLUTION 20-0671 declare an Executive Session at 11:28 a.m. for the purpose of discussing a Personnel Matter of the Muskingum County Dog Warden. This session ended about 12:19 p.m.

Motion made by Commissioner Cameron, seconded by Commissioner Porter.

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

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

Bryan Catlin, Dog Warden, came at the Commissioners' request and the following was considered:

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RESOLUTION 20-0672 declare an Executive Session at 1:30 p.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 2:30 p.m.

Motion made by Commissioner Cameron, seconded by Commissioner Crooks.

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

Auditor Debra Nye, Chief Administrator Michael Babcock and Assistant Tina Huebner came to meet with the Commissioners regarding COVID-19 CARES Act reimbursements. WHIZ Media and The Times Recorder were also present.

- Debra reported that they have completed review of invoices through June 30
- Debra asked the Commissioners to review and sign off on reimbursements
- Interim Report to the State that will include March 1 through September 30 reimbursement, will be due October 6
- State is reconsidering reimbursement of lost revenue
- Documentation needs to be increased with invoices submitted
 - Also, document how expense qualifies

Stan Lucas, Sewer Department Manager, came back in to update projects.

- Pembroke bridge should arrive by September 10
- Stan presented SCADA System quotes from MicroComm for South Avenue, New Southern Hills, New Life and West Pike
 - Westerman previously installed SCADA at New Life, New Southern Hills and South Avenue...Stan was told they've never worked properly
 - Westerman is now out of business
 - Commissioner Porter asked if there was a bond on those projects

All agreed to allow Stan to purchase SCADA for the requested locations.

Pam Davis, Human Resources, came in to discuss Tim Parrill's wages with Stan and the Board. There was discussion regarding the \$2.00 increase that Tim received when he was promoted to Field Supervisor. Now that he has stepped down from that position, it was decided to remove the \$2.00 from his hourly wage. Pam said she has had no conversation with Tim Parrill about why he stepped down.

It was also decided to hold a Pre-Disciplinary Hearing with Bart Nelson, employee of the Sewer Department. Pam will schedule.

A call was placed to Mark Zanghi, Assistant Prosecutor, regarding a previous Pre-Disciplinary Hearing with Bart Nelson. Mark was involved in that hearing because Pam Davis was on vacation when the hearing was held. Mark will look for any notes he may have taken during the hearing.

There was discussion regarding Texas Roadhouse' request to use County property, (Zane Street – Starlight property).

- Commissioner Porter had expressed his opinion, in supporting Kellie's decision against Texas Roadhouse using the property, via an email from Kellie

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- Commissioner Crooks asked Commissioner Porter why he would be against them using the property. She said they did not “insist” on using the property. They explained that it is typically their policy to have the interviews close by because they like for the applicants to be able to see the restaurant.
- Commissioner Crooks said she thought it would be “neighborly” to allow them to use the property. But, Kellie went off saying she wants to sell the building, she doesn’t want anything on it, she wants to sell it in 30 days...
 - Commissioner Crooks didn’t see how that would distract from selling the building. Why would we take such a stance...it’s just being difficult.
- Commissioner Porter said it’s her (Kellie) building, her decision
 - Commissioner Crooks said actually it’s not. It’s the Commissioners’ property and building, so it is our decision.
 - Commissioner Crooks said we don’t have to make the decision now, because Texas Roadhouse has decided to do something else, by putting it on their own property.
 - Commissioner Cameron reminded that they wanted a huge tax abatement and not very pleasant to work with during that process
 - Commissioner Crooks said Dustin told her that he has been called out by the community for that and that was not on Texas Roadhouse, it was on the company doing the negotiations. It’s not the same people involved.

The Clerk gave the Board a copy of a Letter from Troy McCollister to his employees regarding out of state travel.

There was discussion regarding the Agricultural Society debt. Mike Babcock sent a spreadsheet with payments made by Agricultural Society and Commissioners. The Clerk also reported that she did not find any resolution forgiving the debt.

- Has anyone talked with Mark Zanghi about how to collect the debt from the Agricultural Society?...no
- All agreed to share the collected information with the auditor
- How are we going to proceed from here?...they (Agricultural Society) believes they were told they don’t have to pay
- Commissioner Crooks would be in favor of forgiving the debt and making it known that is the Board’s way of helping them get their house in order
- Commissioner Porter would feel more comfortable getting a legal opinion as to our options, first
- Commissioner Cameron said regardless of whether Commissioner Porter told them or didn’t tell them, or what he said or didn’t say, she would think the Fair Board would have to think it would take more than one person telling them they didn’t have to pay
- Commissioner Crooks said she did tell them that
- Commissioner Cameron asked then why would they think they didn’t have to pay that
- Commissioner Cameron will ask Mark Zanghi if the Board has the right to collect and how

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Commissioner Cameron reported that the races at Muskingum Speedway have been cancelled for this weekend.

The Commissioners approved Don Madden's request to purchase a hydraulic hammer for the Water Department at a cost of approximately \$6,500.

Mark Schneider, Recycling Manager, sent the Commissioners an email with information for recycling:

Advanced Auto Parts will recycle used motor oil

Lowes Home Improvement will recycle used household batteries

Old, dried paint can be placed into your trash. If it is wet, you can add cat litter to it to help clump it up and put the lid back on and it can then be disposed into the trash

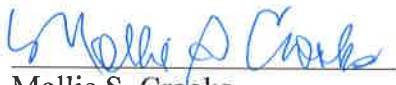
Stores have quit taking plastic bags back

The Commissioners agreed to sell the Bryan Drive parcel that accommodated the former Bryan Drive water tank.

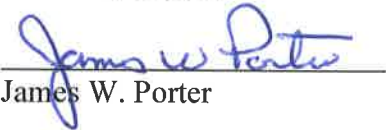
With no further business being before the Board, the meeting was adjourned at approximately 3:52 p.m. on the motion of Commissioner Cameron and the second of Commissioner Crooks.



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.