

Minutes for August 01, 2022

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

RES 22-0733 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.

RESOLUTION 22-0734 open bids for Sheriff's Office MARCS Radios.
Motion made by Commissioner Cameron, seconded by Commissioner Porter.
Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

Commercial Electronics, Inc.	\$318,704.00 = 55 reconditioned portable 71 reconditioned mobile
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Commissioner Porter asked if there was an estimate. No.
Pam reported that Mark Zanghi said that estimates are only required for construction contracts.

RESOLUTION 22-0735 take bids under advisement for Sheriff's Office MARCS Radios.
Motion made by Commissioner Porter, seconded by Commissioner Cameron.
Roll Call: Crooks, aye; Porter, aye; Cameron, aye. Motion carried.

Commissioner Cameron reported that she talked with Pam about insurance covering the parking lot damage from the Masonic fire.

- Pam did call CORSA and they asked for the name of the company that did the work for the Masonic Temple
 - Commissioner Cameron referred her to Scott Lee or Jason Baughman

Commissioner Crooks reported that she sent an email to the Sheriff this morning about our decision on the Adoption Center; doing half of the kennels with Mason stainless isolation panels and tempered glass door panels. She asked the Sheriff to check with his staff and volunteers to see which pods they would suggest starting with.

- Commissioner Porter asked the record to indicate that if he had been here, he would have been opposed to that...\$1.2 million in a dog pound is asinine to him...could have been better used for the County. Not any better than what they had, and hearing from some that it's worse.
- Commissioner Cameron said they did discuss that and knew how he felt about it. She did reply to Commissioner Crooks' email to the Sheriff and said, once again,

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in her opinion it is a lot of money, but something has to be done. Can't we somehow get this wrapped up, get the people paid and move on. Her concern is with the people whose bids we turned down...one for about \$790,000 and one for \$800,000+ , because we said we weren't going to put that kind of money in it. But, she doesn't know what to do at this point.

- Commissioner Crooks said the only thing to do now is to make a facility workable for the next 30+ years.
- Commissioner Cameron said, again, we hired an architect and contractor and they said they could build it. If they couldn't do what we needed, then we shouldn't have hired that architect and that contractor. When we paid them, I assumed they knew how to do that.
- Commissioner Crooks said she had talked to another county that was building a dog pound for \$3 million

Commissioner Crooks referenced an email from Bear Davis from Pea Ohana regarding the Muskingum-Licking River clean up. Jeff Jadwin, EMA Director, has also been in contact with ODNR regarding possible funding,

Jeff reported that there is an Ohio EMA generator at the Board of Elections for tomorrow's election.

A call was placed to Stephanie Spencer, Chief Administrator, regarding the Auditor's request for Supplemental Appropriations-Settlement Deduction.

- Stephanie explained that because real estate revenue went up, the Auditor and Treasurer fees increased and they hadn't budgeted enough

The following legislation was now considered:

RESOLUTION 22-0736 accept and sign Contract for NLS Paving Inc. for 2022 Road Resurfacing, Project 22-3, various County Roads. Requested by Matt Russell, Administrative Deputy.

Motion made by Commissioner Porter, seconded by Commissioner Cameron.

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

RESOLUTION 22-0737 approve the award of bid to Shelly Company in the amount of \$633,204.40 for project 22-5A, Eco Parkway for the Engineer's Department. Requested by Mark Eicher, Engineer.

Motion made by Commissioner Cameron, seconded by Commissioner Porter.

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

RESOLUTION 22-0738 approve the Supplemental Appropriation of Funds within Fund Number 001, for the Muskingum County Commissioners, as requested by Beth Iden.

SUPPLEMENTAL APPROPRIATION OF FUNDS

<u>Description</u>	<u>Account Code</u>	<u>Amount</u>
Roger Touvell – Hail Damage-Hixson Bldg	001-115-506001	\$34,306.00
Roger Touvell – Hail Damage-Hixson Bldg	001-115-506001	\$ 5,983.00
Saup Hartley – Hail Damage-Evidence Bldg	001-115-504007	\$52,472.98

Motion made by Commissioner Porter, seconded by Commissioner Cameron.

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

Motion carried.

RESOLUTION 22-0739 authorize Mollie S. Crooks to sign on behalf of the Board of Muskingum County Commissioners the Engineering Agreement for the Licking View Sewage Lift Stations and the Facility Plan required for the Licking View Sanitary Sewer Project. (see attached)

Motion made by Commissioner Cameron, seconded by Commissioner Porter.

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

Motion carried.

RESOLUTION 22-0740 approve the appointment of Commissioner Cameron as the annual District 18 Ohio Public Works County Subcommittee appointment for the County Commissioners to attend and vote on project priority for projects submitted for funding during 2022 and 2023.

Motion made by Commissioner Crooks, seconded by Commissioner Cameron.

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

Motion carried.

RESOLUTION 22-0741 approve the Supplemental Appropriation of Funds within Fund Number 001, for the Muskingum County Auditor, as requested by Stephanie Spencer, Chief Administrator.

SUPPLEMENTAL APPROPRIATION OF FUNDS

<u>Description</u>	<u>Account Code</u>	<u>Amount</u>
Settlement Deduction	001-902-504393	\$4,195.00

Motion made by Commissioner Porter, seconded by Commissioner Cameron.

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

Motion carried.

RESOLUTION 22-0742 appoint Attorney Aarica Burwell to the Children Services Board to complete James Krischak's term with a term effective August 1, 2022 through December 31, 2022, requested by Candy Emmert, Executive Director.

Motion made by Commissioner Cameron, seconded by Commissioner Porter.

Commissioner Cameron reported that she spoke with Candy Emmert regarding a Commissioner's concern with FaceBook postings. Commissioner Cameron asked Candy if she could talk with Jim Krischak about this appointment. He said he would still recommend Attorney Burwell. He said she is a working mother and fits the role. Commissioner Cameron suggests appointing Attorney Burwell for the remainder of the term and perhaps Candy could have a conversation with her regarding the FaceBook posts.

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

Motion carried.

RESOLUTION 22-0743 authorize Mollie S. Crooks to sign the 2020 Community Development Program Amended Scope of Work & Budget, requested by Kyle Dunn, Director.

Motion made by Commissioner Porter, seconded by Commissioner Cameron.

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

Motion carried.

RESOLUTION 22-0744

WHEREAS, AS A RESULT of a "Serious Finding" from the June 16, 2022 monitoring report of the CHIP 2018 Program, it is requested reimbursement to the Ohio Office of Community Development

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(OCD) in the amount of \$45,000 . This reimbursement is required of Muskingum County for the following reasons:

- For the “Owner Rehabilitation” project located at 148 Fox Avenue, the applicant was the grantee of a land contract for the property that received the assistance. The land contract is not an eligible form of homeownership by HUD as defined in 24 CFR 92.2. Therefore, any amount drawn from OCD for this project was an ineligible draw.
- The project amount drawn from OCD for this project was \$45,000 (\$38,042 “hard costs”) (\$6,958 “soft costs”)
- This “Serious Finding” in the monitoring report outlines the “Corrective Action”. The “Corrective Action” for this “Serious Finding” states: “All CHIP Program funds expended for this project (including soft costs) must be returned by Muskingum County”

THEREFORE, BE IT RESOLVED, that this Board of County Commissioners of Muskingum County, Ohio does hereby authorize the above reimbursement.

Motion made by Commissioner Cameron, seconded by Commissioner Porter.

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

Motion carried.

RIGHT OF WAYS SIGNED:

**The Energy Cooperative-Hebron
Washington Township; Church Hill Road
Install plastic Gas main
Start Date: 08.01.2022; Completion Date: 08.08.2022**

**The Energy Cooperative- Hebron
Falls Township; Foundry Drive
Install plastic gas main
Start Date: 08.01.2022; Completion Date: 08.08.2022**

Eric Reed came in with ARPA updates.

- Center For Seniors
 - Kate addressed questions from the Board about meals
 - The shelf life of a meal is six to seven months
 - A two to three week turn-around from the time they are ordered to the time they are delivered
 - Planning to order all 1000 cases at once to try to lock in price
 - They distribute meals to current clients as soon as they can
 - They have never disposed of any meals
- Avondale
 - Pat has been sent all information
 - Notified all parties involved
 - Eric should have three quotes by the end of this week, for the Environmental Review
- ARPA Report
 - Second Quarter report submitted Friday
 - Totals as of June 30, 2022
 - Obligations \$6,997,509.66
 - Total Expenditures \$6,010,404.27

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- The report shows that requests for ARPA funds exceed available funds. Decisions will need to be made.
- ARPA Audit
 - Filed everything with State Auditor this morning
- Genesis
 - Eric has heard no word from them regarding the second payment
 - Commissioner Cameron said they are still waiting on the Federal money
 - Eric is to ask Matt Perry and Dr. Wegner to come to meet with the Commissioners

There was discussion regarding the session schedule during fair week.

Commissioner Cameron asked if Commissioner Porter is coming that week, regardless of the day. She asked if there was a day that was better for Commissioner Porter, or was he coming in at all that week. He said no, but is furious as hell.

Commissioner Porter thanked Eric for keeping him in the loop when he's not here.

Commissioner Crooks briefly left the room.

Commissioner Cameron asked Commissioner Porter was he was curious about. He said he's not "curious", he's "furious". It pisses him off because we knew he wasn't going to be here

Thursday afternoon and he would have like to have had been able to vote on the dog pound. We operate on a double-standard here; if he's not going to be here, it business as usual. If one of the two of you (Crooks and Cameron) aren't here, we shut the frikin' place down.

Commissioner Cameron said we can re-do the resolution and vote. She figured he would be a no, he had made that clear. Same as the Genesis thing when he jumped them about that...

Commissioner Porter said he had nothing else to say, he got it off his chest.

Commissioner Cameron asked the Clerk to ask Commissioner Crooks to rescind the resolution for the dog pound so we could vote again. Commissioner Porter said he was pretty sure he got it taken care of this morning on record.

Commissioner Cameron said she was trying to do the right by asking that all three

Commissioners be here when we ask Genesis to come in. Commissioner Porter said he probably will not be involved in that one because of his daughter working there. He wasn't involved in the first decision, not by choice, but it's worked out.

The Clerk let the Commissioners know that Lisa from Soil and Water sent invitations for the Grand Opening of their Pollinator Garden to be Thursday, August 11; 9:00 a.m. She would really like for the Commissioners to be there since they have been generous in their support of the garden.

It was suggested that road vacation viewing not take place at 1:30 in the future to allow for travel time to the site.

Commissioner Crooks asked about the session schedule for fair week. Commissioner Cameron said since Commissioner Porter said he wouldn't be there no matter the day, she would pick Wednesday, since it's the middle of the week. It was decided to begin at 9:00 a.m. The Clerk will notify the other departments and media of the schedule change.

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Robert Moore, IS Director and Pam Davis, Human Resources came to meet with the Commissioners and the following was considered:

RESOLUTION 22-0745 declare an Executive Session at 11:30 a.m. for the purpose of discussing Compensation of a Public Employee of the Muskingum County Information Services. This session ended about 11:45 a.m.

Motion made by Commissioner Cameron, seconded by Commissioner Porter.

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

RESOLUTION 22-0746 approve and authorize wage increase for the Information Services Department as follows:

Greg Hutchinson increase to \$27.00 per hour

Christian Stone increase to \$28.00 per hour

Increase to be effective August 01, 2022.

Motion made by Commissioner Cameron, seconded by Commissioner Crooks.

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

RESOLUTION 22-0747 approve the re-posting of the position of Desktop Technician for Muskingum County Information Services at the wage rate of \$23 - \$25 per hour. This request was submitted by Pam Davis, Human Resources.

Motion made by Commissioner Cameron, seconded by Commissioner Crooks.

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

RESOLUTION 22-0748 approve Commissioner James Porter to purchase his County iPad and surface at Market Value upon his retirement.

Motion made by Commissioner Cameron, seconded by Commissioner Crooks.

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

The Commissioners adjourned for lunch.

At 1:30 the Commissioners met at 3635 Washington Street, Avondale, Newton Township, to view a proposed Road Vacation and the following was considered:

RESOLUTION 22-0749 open Road Vacation Viewing for Washington Street, Avondale, Newton Township.

Motion made by Commissioner Cameron, seconded by Commissioner Crooks.

Roll Call: Crooks, aye; Porter, absent at the time of voting; Cameron, aye. Motion carried.

The Commissioners returned to the office at approximately 2:05 p.m.

Commissioner Porter asked the Clerk to provide him with a copy of the minutes from the meeting involving the Washington JEDD modification.

Jason Schaumleffel, Y-City News, came to ask about a Special Prosecutor's invoice. He was instructed to ask the Prosecutor's office for additional questions.

There was brief discussion regarding the TEMI transcribing program.

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Commissioner Cameron moved to approve the minutes of the July 21, 2022 session, with changes. Commissioner Crooks seconded.

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

Motion carried.

Don Madden, Projects Director; Eric Reed, APRA Compliance Officer; Kyle Dunn, Community Development Director and Stan Lucas, Sewer Department Manager came to see the Commissioners regarding the proposed Licking View project.

The new construction cost estimate for the Licking View Sanitary Sewer is nearly \$4.5 million.

- This does not include storm water pipe
- The complete plan should be ready tomorrow for EPA
- Monthly sewer rates will not cover loan
- Don talked with EPA last Friday. WPCLF application should be available this week
- PTI was submitted in May
- Still need signed, stamped plans and technical specs from Engineer which should be ready by August 9
 - Commissioner Cameron asked if we should hand deliver
 - Don likes that idea
- The length of payment plan for Licking View residents would be a Board decision

It was noted that we received notice regarding the request for a letter of support for the U.S. Department of Justice Second Chance Act. The application has been put on hold.

Commissioner Cameron asked the status of information from the Soldiers and Sailors about selling the parking lot to the County.

- Commissioner Porter said they are in the process of having the property appraised

Commissioner Cameron moved to approve the minutes of the July 25, 2022 session, with changes. Commissioner Crooks seconded.

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

Motion carried.

Commissioner Cameron remarked on Commissioner Porter's comment, during the July 28 session, that even though we gave Washington Township more money, they are not in favor of the road to the CDL testing site". She said that we gave all the townships the same amount of money. Does Commissioner Porter's comment make is sound like we gave Washington Township more money? Commissioner Porter said he was referring to the JEDD Amendment. That money is supposed to go back in to the Industrial Park.

Commissioner Cameron commented that it appeared that those at the meeting with Mid-East thought there needs to be some sort of estimate of cost for the new road.

Commissioner Cameron let Commissioner Porter know that she told Jason Sturgeon from ODOT about the large pot hole at 160 on-ramp westbound. Jason said thank you for letting them know and they will check it out.

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Commissioner Cameron moved to approve the minutes of the July 28, 2022 session.

Commissioner Crooks seconded.

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

Motion carried.

Commissioner Porter left session at 3:30 p.m.

Mark Zanghi, Assistant Prosecutor, asked that we scan and send him a copy of the bid packet from Commercial Electronics for the MARCS Radios.

There are questions about the performance bond/10% check; why does that apply to some and not others?

A call was placed to Mark with those questions.

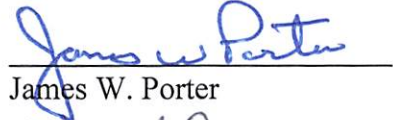
- Mark said it appears that they sent a check instead of the performance bond, which is also an option

A copy of the bid packet from Commercial Electronics for the MARCS Radios was scanned to the Sheriff.

With no further business being before the Board, the meeting was adjourned at approximately 3:45 p.m. on the motion of Commissioner Crooks and the second of Commissioner Cameron.



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.