

Minutes for October 28, 2021

Commissioners Present: Crooks, Cameron
Commissioner Porter was absent due to illness
Staff Present: Susan Reese

RES 21-1045 Meeting was called to order at 10:00 a.m. on the motion of Commissioner Cameron and the second of Commissioner Crooks.
Vote was Crooks, aye; Porter, absent; Cameron, aye. Motion carried.

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

The Commissioners opened their session at the Muskingum County Welcome Center for a meeting regarding the Washington JEDD.

Those in attendance:

Mark Zanghi, Assistant Prosecutor
Matt Abbott, Port Authority Director
Tina Huebner, Assistant to the Auditor
Stephanie Spencer, Chief Administrator to the Auditor
Doug Culbertson, Washington Twp. Trustee
Matt Grimm, Washington Twp. Trustee
Commissioner Cameron
Commissioner Crooks
Susan Reese, Clerk to the Board of Commissioners

Commissioner Porter, Trustee Clint Cameron and Mayor Mason were not in attendance.

The Clerk reported to the group that Commissioner Porter would not be attending due to not feeling well.

Commissioner Crooks reviewed the history of the Washington JEDD.

Commissioner Cameron wanted to clarify that the meeting with the Mayor on Monday, was strictly to talk about the Washington Township JEDD and that was not talked about.

Mayor Mason reflected in the news clip that the County would be helping them with housing in the City

Her understanding was that the Mayor was invited to discuss what the City might offer at this meeting today and none of that was covered.

AMG will be collect City income tax on contractors and that will go in to the “other” collection pot

- Matt Abbott confirmed that some of the contractors are now paying in to it
 - He’s not sure of the length of time the individual employee has to be there before they start paying income tax

There was also discussion about tax refunds for Halliburton employees

- Retroactive three years
- Requires documentation

It was noted that Washington Township had sent a letter requesting 10% of total JEDD monies.

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- It was also noted that Perry Township JEDD for National Road will be 10%
- Originally, Washington Township was to receive a percentage of the tangible personal property tax, but then the Governor did away with that
- At the Airport Park, Perry Township receives the income tax revenue, but the County maintains the roads

Commissioner Crooks said that during Monday's Commissioner session, it was a two to one agreement to offer 5% of remaining revenues in the Washington JEDD.

Commissioner Cameron asked if it has been presented to City Council.

- It is her understanding that it has not and we can verify if the Mayor attends this meeting
 - She would be willing to make a motion for the County's 5% if the Washington Trustees would discuss accepting that and deal with the City for their 5% in another manner, we (County) can't control what they do or what they offer, but it probably won't happen soon, if it hasn't been presented to City Council
- Mark Zanghi would suggest sending copies of Washington Township's letter of request to Dan Vincent, City County President and David Tarbert, City Law Director
- It was also suggested to revisit this in a year when we see what AMG is contributing

Commissioner Cameron informed that it was also discussed at session on Monday that the funds were not solely to be used for salt and mowing of the park

- Other areas in that Township do not get to be taken care of because more money is being spent on EastPointe
- The question has been asked, "What needs to be done at EastPointe?"
 - If anyone drives through EastPointe, there are definitely things that need to be done
 - Matt Abbott has addressed the use of the Maintenance Fund at Port Authority meetings to say that money is usually used for larger projects
 - Trustees are not taking money out of Maintenance Fund for little things, but try to save for larger projects that need to be done
 - It's her thought that, at the very least, proceed with this and then revisit when it's determined what the City's contribution will be

The Mayor answered Commissioner Crooks text asking if the meeting was at 11:00 a.m. Said he is on his way, been dealing with ODOT.

Commissioner Cameron said she was asked if she could vote since her husband is a Washington Township Trustee.

- She has been advised by legal counsel that she can vote
- Also, all three entities involved; City, County and Township all have to sign if amending the JEDD, correct?
 - That is Mark Zanghi's understanding, as well, Council is the one to pass that Ordinance
 - The Mayor has said if the County wants to give something away, he will sign off on it

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The following was now considered:

RESOLUTION 21-1053 WHEREAS, the Section 10 of the Amended Zanesville-Washington Township JEDD Agreement dated October 1, 2007 provides for an income tax distribution of 70% (seventy-percent) and 30% (thirty-percent) of remaining revenues attributable to taxes paid by businesses currently or hereafter located on the properties in the JEDD owned on October 1, 2007 by DGC Properties, LLC, the Bilco Company and the New Bakery Company of Ohio, Inc. shall be payable to the City and the County respectfully; and

WHEREAS, the Board of Washington Township Trustees has requested the City and the County modify the income tax distribution formula to reflect the loss of personal property tax revenue to the Township and the increased cost of services provided by the Township to the JEDD;

NOW, THEREFORE BE IT RESOLVED that this Board of County Commissioners of Muskingum County, Ohio does hereby authorize amending Section 10 of the Zanesville-Washington Township JEDD Agreement to provide for an income tax distribution of 70% (seventy-percent), 25% (twenty-five-percent) and 5% (five-percent) of remaining revenues attributable to taxes paid by businesses currently or hereafter located on the properties in the JEDD owned on January 1, 2022 by DCG Properties, LLC (a/k/a Dollar General), the Bilco Company, and the New Bakery Company of Ohio, Inc. (a/k/a Bimbo Bakeries USA), which shall be payable to the City of Zanesville (70%), Muskingum County (25%) and Washington Township (5%) respectively; and

BE IT FURTHER RESOLVED, that this Amendment shall be effective January 1, 2022

Motion made by Commissioner Cameron, Discussion followed...

The understanding is that the figures will be re-visited/reviewed in a year.

It was also discussed at Monday's session that the County had put a lot of money in that infrastructure, our debt is paid off there, but have not received everything back that we put in

- We have many projects that are like that
 - Our goal is not to get all our money back for every project we do

10:30 a.m. City of Zanesville Mayor Mason and Kade Haddox, joined session.

The Mayor distributed the spreadsheet that the County had prepared earlier for Revenues from the JEDD 2008-2020.

County	\$6,423,657.73
Washington Twp	\$ 429,318.99
City	\$9,771,768.63

Kade distributed 2021 JEDD calculations/payments:

County	\$395,377.04
Washington Twp	\$ 16,919.03
City of Zanesville	\$708,238.75

There was also discussion regarding the effective date of the amendment.

- Kade would recommend it being effective the first quarter of 2022, which would be paid April of 2022, that would be the easiest
 - Commissioner Crooks would recognize that may be the easiest, but doesn't help the Township
 - Doug Culbertson said it would probably be easier with their Fiscal Officer, also
 - Commissioner Cameron asked if they are willing to wait five months to get any money

Motion seconded by Commissioner Crooks.

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

Motion carried.

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Doug Culbertson asked the Mayor if they would be getting 5% from the City, as well. Is that up to the Mayor or City Council

- If he proposes to City Council
 - He asked if the Township does a cost accounting to know how much time is spent in the JEDD
 - Doug gave him a copy of the accounting
 - Doug said that 10% across the board will doesn't make up for the loss of the personal property tax they lost when Governor Taft took that away
 - But it would help and with 10% thinks they could make it work
- Mayor Mason asked what their \$50,000 per year goes for now
 - Matt Abbott responded with: major repairs; most recently concrete on the entrance of EastPoint Drive; paved Jim Granger Drive; and next year roughly \$1 million dollars through some State grant programs and will use the nearly \$350,000 that's in the Maintenance Fund now, as a match
 - General answer would be above and beyond maintenance

Commissioner Crooks asked the Mayor if he willing to sign amendment

- He would have to ask City Council

Mayor Mason asked who is on the JEDD Board

- Matt Abbott said there is a JEDD Board
 - Matt Grimm – Township Representative
 - Larry Merry – Appointed by Township and City
 - City Mayor – City Representative
- Mayor Mason asked if Larry Merry would be a conflict because of him being Port Authority Director in Belmont County
- Did not meet in 2020 because of COVID

Kade explained that they are currently going through audit for all JEDDS, this week

- Waiting for audits to be complete, to call meeting

The Mayor is predicting that tax refunds have stabilized

- The 3rd quarter income tax checks sent
 - \$ 9,000 Township
 - \$167,030 County
- The Mayor shared they cannot validate who is paying
 - Cannot track taxes
 - City Treasurer won't communicate

It would be Kade's opinion that the JEDD Board will need to meet within a couple of months, once the audit report is done. New members may need appointed.

- JEDD audits seem to be happening every two years

Commissioner Cameron thanked Kade and Stephanie for their work in putting numbers together for the Washington JEDD.

Should anything be done in regard to the Maintenance Committee meeting?

- Working on directional signage and updates
 - Will be included in the bid for road project

The Commissioners returned to the Courthouse at 11:10 a.m.

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The following legislation was considered:

RESOLUTION 21-1046 approve the Supplemental Appropriation of Funds within Fund Number 001, for the Muskingum County Probate, as requested by Eric D. Martin.

APPROPRIATION

<u>Description</u>	<u>Account Code</u>	<u>Amount</u>
Mental illness	001-238-504356	\$1,000.00

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

RESOLUTION 21-1047 approve the Supplemental Appropriation of Funds within Fund Number 085, for the Muskingum County Court, as requested by Crystal Brokaw, Clerk.

APPROPRIATION

<u>Description</u>	<u>Account Code</u>	<u>Amount</u>
Program Expenses	085-242-504024	\$18,750.00

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

RESOLUTION 21-1048 approve the line item transfer of monies within Fund Number 001 as requested by Matthew J. Lutz, Sheriff, as follows:

LINE ITEM TRANSFER OF MONIES

<u>From Line Item</u>	<u>To Line Item</u>	<u>Amount</u>
001-458-504001-Contract Services	001-458-504007- Contract Repairs	\$15,000.00
001-458-506001- Equipment& Maint.	001-458-502004- Insurance	\$40,000.00
001-458-506002-Computer Equipment	001-458-502013- Insurance	\$ 2,500.00
001-458-506002- Computer Equipment	001-458-504112- Training	\$ 3,500.00
001-458-506010-Vehicles	001-458-503005- Fuel	\$25,000.00

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

RESOLUTION 21-1049 approve the payment of invoices incurred in 2020 with 2021 Funds payable to the following vendors for invoice(s) dated prior to encumbrances as requested by Shannon Bell, Director.

<u>Name of Vendor</u>	<u>Description</u>	<u>Amount</u>
Shrivers Pharmacy	Patients Tobacco Cessation Meds	\$736.00

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

RESOLUTION 21-1050 approve the Supplemental Appropriation of Funds within Fund Number 056, for the Muskingum County Engineer as requested by, Mark Eicher, Engineer.

APPROPRIATION

<u>Description</u>	<u>Account Code</u>	<u>Amount</u>
SIB Loan Principal Philo Bridge	056-801-508005	\$2,436.75
SIB Loan Interest Philo Bridge	056-801-509015	\$2,051.87

FUND TRANSFER OF MONIES

<u>From Fund</u>	<u>To Fund</u>	<u>Amount</u>
009-368-414002	056-000-414002	\$4,488.62

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

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RESOLUTION 21-1051

approve the line item transfer of monies within Fund Number 064 as requested

by Vicki Vallee, Finance Manager as follows:

LINE ITEM TRANSFER OF MONIES

<u>From Line Item</u>	<u>To Line Item</u>	<u>Amount</u>
064-444-501002 Employee Salaries	064-444-510002 Transfer Out	\$ 9,099.65
064-444-502001 Reclaim Div-Medicare	064-444-510002 Transfer Out	\$ 126.94
064-444-502001 MI Probation-Medicare	064-444-510002 Transfer Out	\$ 83.41
064-444-502001 Work Detail-Medicare	064-444-510002 Transfer Out	\$ 10.14
064-444-502003 Reclaim Div-PERS	064-444-510002 Transfer Out	\$ 474.37
064-444-502003 MI Probation-PERS	064-444-510002 Transfer Out	\$ 759.14
064-444-502003 Work Detail-PERS	064-444-510002 Transfer Out	\$ 39.90
064-444-502004 Insurance	064-444-510002 Transfer Out	\$ 9,844.18
064-444-502009 Reclaim Div W/Comp	064-444-510002 Transfer Out	\$ 671.00
064-444-502009 MI Probation w/Comp	064-444-510002 Transfer Out	\$ 679.00
064-444-502009 Work Detail w/Comp	064-444-510002 Transfer Out	\$ 172.00
064-444-503001 Supplies	064-444-510002 Transfer Out	\$ 500.00
064-444-504114 Grant Admin Training	064-444-510002 Transfer Out	\$ 4,693.21
064-444-504178 Restitution Youth Wage	064-444-510002 Transfer Out	\$ 9,600.00
064-444-504302 Aftercare Contract Svc	064-444-510002 Transfer Out	\$ 550.00
064-444-504303 New Life Skill Center	064-444-510002 Transfer Out	\$15,260.00
064-444-504308 Assess/Counseling	064-444-510002 Transfer Out	\$24,199.25
064-444-504312 Clinical Assessments	064-444-510002 Transfer Out	\$15,760.00
064-444-504344 Reclaim Div Incentives	064-444-510002 Transfer Out	\$ 526.45
064-444-504344 MI Probation Incentives	064-444-510002 Transfer Out	\$ 525.45
064-444-504355 Mental Health Counsel	064-444-510002 Transfer Out	\$ 1,125.00

FUND-TO-FUND TRANSFER:

<u>From</u>	<u>TO</u>	<u>AMOUNT</u>
064 Felony Del. Care 20-21	099-Felony Del. Care 21-22	
064-444-510002 Transfer Out	099-000-414002 Transfer In	\$94,699.00

Motion made by Commissioner Crooks, seconded by Commissioner Cameron.

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

RESOLUTION 21-1052

approve the line item transfer of monies within Fund Number

001 as requested by Mark C. Fleegle, Administrative Judge, as follows:

LINE ITEM TRANSFER OF MONIES

<u>From Line Item</u>	<u>To Line Item</u>	<u>Amount</u>
001-240-501002	001-236-501002	
Employee Salaries/Common Pleas	Employee Salaries/Jury Commission	\$600.00
001-240-501002	001-236-502001	
Employee Salaries/Common Pleas	Medicare/Jury Commission	\$ 8.72
001-240-501002	001-236-502003	
Employee Salaries/Common Pleas	PERS/Jury Commission	\$ 84.00

Motion made by Commissioner Cameron, seconded by Commissioner Crooks.

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

RESOLUTION 21-1054

approve the purchase of 10 AED's for various County

buildings at a total cost of \$14,626.70.

Motion made by Commissioner Cameron, seconded by Commissioner Crooks.

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

RESOLUTION 21-1055

approve the purchase of 2021 Eager Beaver 35 ton Gooseneck

Trailer for the Muskingum County Water Department, as requested by Don Madden, Manager.

Cost of the trailer from Southeastern Equipment is \$50,996.70.

Motion made by Commissioner Cameron, seconded by Commissioner Crooks.

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

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Commissioner Cameron reported that Maria Kalis asked about Robert Moore, IT Director, working in their building.

- Should she claim that space on a report she is filing
- Maria asked why Robert's office is there
 - Commissioner Cameron told her that compared to other offices, theirs is more spacious than most
- Commissioner Cameron advised her, in her opinion, not necessary to report that space

Pam and Kenzie came in for the Department Head Meeting.

Commissioner Cameron would suggest that we have to get back on track with employee evaluations.

- Recognizes that there is not a consensus on how to do them
- Commissioner Crooks agrees they should be done
 - Commissioner Cameron would think if you don't participate in the evaluation, why would you participate if we meet with the employee
 - Commissioner Crooks would agree
 - Would like to see scheduled Work Sessions to complete evaluations
- Due December 15

11:30 a.m. Virtual Department Head Meeting

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

Eric Reed, ARPA Compliance Officer, came to update the Commissioners.

- He is now on the ARPA portal as Accountant, Point of Contact and Authorized Representative for Muskingum County
- Looking to change unrestricted amount, per Stephanie Spencer, Chief Administrator
- Dave Danison from Perry Township has asked for guidance on how to spend their Township ARPA funds
 - He told them he could meet with them tomorrow during business hours
 - Commissioner Crooks thinks that Eric's role is that if the townships have a question about whether something will meet the guidelines, he can help you determine that

Eric distributed PowerPoint to show larger picture of dollars and what has been spent and what is pending.

The following legislation is now considered:

RESOLUTION 21-1056 approve funding for Genesis Healthcare High Flow Ventilators, for qualifying reason "Public Health" in the amount of up to \$90,000.00 from Muskingum County's ARPA funds.

Motion made by Commissioner Cameron, seconded by Commissioner Crooks.

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

Motion carried.

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RESOLUTION 21-1057 approve funding for Genesis Retention Bonus Program, for qualifying reason “Public Health” in the amount of \$2,300,000 from Muskingum County’s ARPA funds.

Motion made by Commissioner Cameron, seconded by Commissioner Crooks.

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

Commissioner Cameron wanted it to be noted that Genesis only received \$300,000 from the CARES money and that they are the County’s largest employer.

At 2:00 p.m. the Commissioners met virtually with Ohio GIG

Nick Hunter

Mike Wise

Matt Armstead

Tim Burelsman

Megan Kvamme – Ohio TT

Jennifer – Ohio TT

Matt Abbott – Port Authority

Don Mason – Mayor COZ

Eric Reed – ARPA Compliance Officer

They explained that they have partnered with Ohio TT for the wireless delivery. Thereafter, Ohio GIG will build the fiber technology

- Nine year average of wireless to fiber
- Matt Armstead has talked with Scott Paul at Franklin Local Schools
- Megan explained that Ohio TT would apply for State Residential Broadband Grant for the County
 - Asks for a letter of support
- Leads with private capital
- Ohio GIG and Ohio TT will follow up by email

Troy McCollister, Director, Muskingum County Job and Family Services, came to meet with the Commissioners and the following was considered:

RESOLUTION 21-1058 declare an Executive Session at 2:54 p.m. for the purpose of discussing Union Negotiations of the Muskingum County Job and Family Services. This session ended about 3:31 p.m.

Motion made by Commissioner Crooks, seconded by Commissioner Cameron.

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

Eric reported that John Graham had called to confirm that the Commissioners were going to engage the architect for the Clean Face project. He believes they now have what is needed to proceed with an architect.

- A call was placed to Jeremy Davis
 - Jeremy has not been through the building but has talked with Commissioner Porter over the years about this facility
 - Plumbing is not APG’s specialty, so would hire plumbing engineering firm

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- Would like to hold upfront meeting to get and better idea of what is needed
 - Looking at two weeks out

Eric reported that he and Don believe the cost for the Virginia Ridge-Irish Ridge water project will be greater than Don's original estimate of \$685,000.

- Don would like to wait for additional information from residents before giving another estimate

Original ask for Sunflower-Getz was \$635,000

- Fire suppression difference and only 15 interested residents \$435,000

Norfield-Arch Hill

- Original ask \$900,000 for 45 homes
 - Now \$795,000

Vista View

- Added \$300,000 to estimate

There was continued discussion regarding Weber Lift Station

- Probably a "no-brainer"
 - If we have to use ARPA monies, so be it

Commissioner Crooks would think that we wait to give more ARPA money to water and sewer until we see what else might be coming

There was discussion regarding the Spectrum/Charter request for financial support and letter of support for two applications


- Wait to see what Ohio GIG presents

Andy Roberts came to see the Commissioners regarding the Munson School project

- Met with Steve Randles today
- Andy will put together a proposal
- Operating agreement
- Commissioner Cameron asked if ZHDC is contributing money
 - Might consider financing
- Development Team
 - Matt Schley
 - Andy Roberts
 - Steve Randles
- Project at Munson School would be set up as a shell corporation within ZHDC

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With no further business being before the Board, the meeting was adjourned at approximately 4:27 p.m. on the motion of Commissioner Cameron and the second of Commissioner Crooks.



Mollie S. Crooks

ABSENT

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.