

# Minutes for December 12, 2022

Commissioners Present: Crooks, Porter, Cameron

Staff Present: Susan Reese

**RES 22-1240** 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.

The Clerk reported that Stan Lucas, Sewer Department Manager, came in earlier and explained that John Deere through Murphy Equipment, would be giving them credit for three backhoe buckets in the amount of \$1,150. He needs a Commissioner to sign the agreement.  
Commissioner Crooks signed it.

The following legislation was now considered:

**RESOLUTION 22-1241** approve the Supplemental Appropriation of Funds within Fund Number 001, for the Muskingum County Commissioners, as requested by Beth Iden, Deputy Clerk.

**SUPPLEMENTAL APPROPRIATION OF FUNDS**

<u>Description</u>	<u>Account Code</u>	<u>Amount</u>
Travel & Training Expenses	001-579-502013	\$800.00
Humane Officer Mileage		

Motion made by Commissioner Cameron, seconded by Commissioner Crooks.

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

**RESOLUTION 22-1242** approve the line item transfer of monies within Fund Number 001 & 093 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>
001-458-502013-Travel	001-458-501002-Salaries	\$ 9,000.00
001-458-504001-Contract Services	001-458-501002-Salaries	\$ 7,000.00
001-458-506002-Computer Equip	001-458-501002-Salaries	\$47,000.00
001-458-502001-Medicare	001-458-502003-PERS	\$ 1,500.00
001-458-502004-Insurance	001-458-502006-Unemployment	\$ 3,000.00
001-458-504112- Training	001-458-503005-Fuel	\$ 5,000.00
001-458-504001-Contract Serv	001-458-504007-Contract Services	\$ 5,000.00
093-458-502004-911 Insurance	093-458-502003-911 PERS	\$ 500.00

Motion made by Commissioner Cameron, seconded by Commissioner Crooks.

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

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**RESOLUTION 22-1243** approve the Supplemental Appropriation of Funds within Fund Number 075, for the Muskingum County Community Development, as requested by Kyle Dunn, Director of Community Development.

## **SUPPLEMENTAL APPROPRIATION OF FUNDS**

<b><u>Description</u></b>	<b><u>Account Code</u></b>	<b><u>Amount</u></b>
Contract Repairs	075-375-504007	\$4,650.00

Motion made by Commissioner Porter, seconded by Commissioner Cameron.

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

Commissioner Cameron moved to approve the minutes of the December 01, 2022 session.

Commissioner Crooks seconded.

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

Commissioner Cameron moved to approve the minutes of the December 05, 2022.

Commissioner Crooks seconded.

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

Commissioner Cameron moved to approve the minutes of the December 08, 2022.

Commissioner Porter seconded.

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

Commissioner Cameron reported that she sent a message to Kate at the Center for Seniors asking if the Commissioners are to help with the FOP dinner Friday.

Mark Eicher, County Engineer, came to see the Commissioners. Commissioner Crooks asked him to share information from a CCAO Conference session regarding fees for electric/hybrid cars, in lieu of gas tax.

- Commissioner Porter thanked Mark for fixing the parking lot at Child Support and Sheriff's offices.

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

- Avondale
  - Eric has a meeting tomorrow at 1:00 with Lauren Thomas from HUD
  - Also a DRGR Webinar tomorrow 1:30 p.m.- 4:00 p.m.
    - Using the portal and requesting payment
  - Hasn't heard back from Pat Kelly
    - Commissioner Crooks saw him yesterday and he has been dealing with some medical issues
- Appalachian Community Grant
  - Submitted Technical Assistance application last Friday
    - Port Authority actually did the submission
  - Commissioner Cameron noted that she doesn't think the New Concord/The Wilds project is a bad project, she is just disappointed they didn't follow the protocol for submitting the project. She also has concern about their project taking away from our submitted project.
    - Eric believes that point was made to them

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- Fair Board
  - The 4' by 6' display board for the hog barn has been ordered
  - The Fair Board will be hanging all of the boards. They will be stored in the Junior Fair office during the off season
  - Monthly Fair Board meeting Tuesday night
- ARPA
  - Next report due January 31

Mike Dosch, business owner on West Main Street, called with concerns regarding the odor from BASS Environmental. He asked who to contact. He was directed to call either Scott Brown or the Mayor at the City of Zanesville.

The Clerk reminded the Board that Employee Evaluations are due by December 20. Commissioners Crooks and Cameron asked for copies for their ratings and comments.

Commissioner Porter said he wants to try this one more time.

He moved to permanently forgive the Center for Seniors rent and give the building to the 501.c3 with the stipulation that if the Center moves or no longer needs the building, it reverts back to the County.

Commissioner Cameron said she would like to wait to see what Mark Zanghi has to say. She doesn't really have a problem with them, at all, she's not sure about giving them the building. She wonders if we need to talk to Kate (the CFS Director). But, until we hear from Mark Zanghi and Kate, she doesn't know how she can second a motion about giving them the building when we don't even know if we can do that. Do they even want the building, or would they just rather not have to pay rent while they're there? Although, she is not opposed to helping them.

Commissioner Crooks said the original lease was set up for the Center to pay \$1,350,000, over a period of 15 years. The County's investment was \$3.2 million, so she believes we've already helped them quite a bit by giving them a really nice facility for about a third of the money that was invested. She wouldn't have a problem amending the lease for an amount of rent payment that's less, if that would help them. She believes we have supported them and the rest is holding them accountable for the services and commitment they have. She would be interested in helping, but not forgiving the rent or handing over the building completely. There is already a reversion clause in the current lease. Commissioner Crooks believes the lease agreement needs amended anyway because it is being interpreted that they can't allow areas of the building to be rented out. That verbiage is only if the building became theirs. Why not open the building up if it would help them financially? She has a lot of faith and confidence in Kate and Chad to really run it as a business and utilize their non-profit status.

Commissioner Cameron noted that a reversion clause in a deed is different than a reversion clause in a lease.

Commissioner Porter said that you can give millions and millions of dollars to local businesses through ARPA and stimulus. Some businesses never even closed. You can give them money, but are hesitant to help seniors that have paid their dues in full?

Commissioner Cameron said, and again, she never said she was opposed to helping them, she said she would like to hear from legal counsel and from Kate, the Director. Find out, by law, what we can or can't do.

Commissioner Porter's concern is getting an answer from the Prosecutor. There was no second to Commissioner Porter's motion....motion died.

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11:00 a.m.

The Commissioners left to attend the SEO Joint Solid Waste lunch meeting at Lori's in Caldwell.

2:40 p.m.

Commissioner Porter came back after the meeting to get his Commissioner Certificate, but didn't stay for session.

A call was placed to Kate Paul, Director Center for Seniors. Commissioner Cameron asked if Kate and Chad could come in to talk with the Board today. Kate will call after another meeting they have in the Auditor's office.

Scott Lee, Maintenance Supervisor, came at the Commissioners' request to discuss the City's citation to the County for a property on Columbia Street. The City is wanting the deck and pool removed.

- Commissioner Cameron suggested we ask Andy Roberts if the LandBank could have it cleaned up, as they have a contract with a contractor for that type of work
- Scott said they would work something out, if they need to

The Clerk reminded the Board that Children Services is waiting on the Commissioners' approval of their Board appointments. The following was then considered:

**RESOLUTION 22-1244** appoint Aarica Burwell and Ginger Hamilton to the Muskingum County Children Services Board with terms to commence January 1, 2023 and end on December 31, 2024.

Motion made by Commissioner Cameron, seconded by Commissioner Crooks.

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

The Commissioners watched a video from NACO regarding the Local Assistance and Tribal Consistency Fund. Eric Reed, ARPA Compliance Officer, also participated.

Pam Davis, Human Resources, came to advise the Commissioners that the Center for Seniors had been a victim of a phishing scam. Pam has filed a claim with CORSA.

Andy Roberts, LandBank Director, was asked about the Columbia Street property and notice from the City. He will call to get an estimate for the clean up.

Andy then requested the following for consideration:

**RESOLUTION 22-1245** declare an Executive Session at 3:47 p.m. for the purpose of discussing a Real Estate Matter pertaining to Muskingum County LandBank. This session ended about 4:04 p.m.

Motion made by Commissioner Crooks, seconded by Commissioner Cameron.

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

Commissioner Cameron called Kate Paul, Director and Chad Tyson, Business Manager and asked them to come to session. Commissioner Cameron explained Commissioner Porter's motion regarding their rent and acquisition of the building

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- Kate said that Commissioner Porter had mentioned to her his intentions in this regard
- Commissioner Crooks explained that she feels the Commissioners have been supportive of the Center for Seniors
  - We need accountability to taxpayers who voted down the levy for a new building, when the Commissioners supplied renovation of a new facility anyway
  - 18.4% of Muskingum County's population is 65+
  - There are questions regarding the current lease
    - Rent has been forgiven for two years
- Commissioner Cameron said there are a lot of questions to this proposal
  - Is it possible?
  - Is it allowable?
  - Is it something the Center for Seniors wants
- Commissioner Cameron just wanted Kate and Chad to be aware of the proposal and to let their Board know, as it will be in the minutes

With no further business being before the Board, the meeting was adjourned at approximately 4:40 p.m. on the motion of Commissioner Cameron and the second of Commissioner Crooks.

  
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.*