

COMMISSIONER'S JOURNAL

Wednesday

Regular

February 27, 2008

The Coshocton County Commissioners meet in regular session on Wednesday, February 27, 2008 with Mr. Gary Fischer, Mr. Dane Shryock and Mr. Larry Stahl in attendance. Also present was Mr. Ken Smailes, WTNS and Ms. Mary Beck, Clerk.

Approval of Minutes

Mr. Stahl made a motion, seconded by Mr. Shryock to approve the minutes as presented for Monday, February 25, 2008.

Vote:	Shryock	yea
	Fischer	yea
	Stahl	yea

Public Hearing – Vacation Alleyway, Keene Township, Riverview Subdivision

At 9:00 a.m. a public hearing for the vacation of an alleyway located in the Riverview Subdivision in Keene Township was held. There being no person present to voice any objection, Mr. Shryock made a motion, seconded by Mr. Stahl to vacate all of the alley located between lot 34 owned by Oswald, and lot 43 owned by Clarke, in the River View Subdivision in Keene Township and recorded in Plat Book 4, Page 49 in the Coshocton County Recorder's Office. This starts at TR 1173 and extends approximately 250 feet southwesterly to the east line of the Second Riverview Subdivision said line also being the west line of McGuire. This alleyway has never been maintained by the township.

Vote:	Shryock	yea
	Fischer	yea
	Stahl	yea

Resolution 2008-09

Mr. Stahl made a motion, seconded by Mr. Shryock to sign Resolution 2008-09 congratulating Mr. Tony Burris on his years of service with Coshocton County and wishing him well in his retirement.

Vote:	Shryock	yea
	Fischer	yea
	Stahl	yea

Approve Bills

Mr. Shryock made a motion, seconded by Mr. Stahl to approve the bills per computer printout dated February 27, 2008.

Vote:	Shryock	yea
	Fischer	yea
	Stahl	yea

Advertise Bids – Seal Coat 2008

Mr. Stahl made a motion, seconded by Mr. Shryock to advertise bids for 2008 Seal Coat. Bids will be advertised 2/29/08 and 3/7/08. Bids will be opened 3/12/08 at 9:00 a.m. as requested by Mr. Fred Wachtel, County Engineer.

Vote:	Shryock	yea
	Fischer	yea
	Stahl	yea

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Dog Wardens Report

Received the Dog Wardens Report for his work the week ending 2/23/08. 12 dogs picked up, 1 dog sold, 9 tags sold, 11 warnings issued, 5 dogs bailed as reported by Mr. Stephen Cox, Assistant Dog Warden. Mr. Shryock stated that he would like it noted that this is the Assistant Dog Wardens Report and not the Dog Wardens and he and Mr. Stahl will work on getting those reports combined.

Change Order – SR 83 Waterline Extension

Mr. Shryock made a motion, seconded by Mr. Stahl to sign a Change Order for the State Route 83 Water line Extension to extend the term of completion of the contract from February 4, 2008 to March 17, 2008, as recommended by W. E. Quicksall and Associate, Inc.

Vote: Shryock yea
Fischer yea
Stahl yea

Then and Now Certificates

Mr. Stahl made a motion, seconded by Mr. Shryock to approve the following Then and Now Certificates which have been certified by the County Auditor.

<u>PAYEE</u>	<u>AMOUNT</u>	<u>DEPARTMENT</u>	<u>ACCOUNT NUMBER</u>
CFLP Solid Waste District	\$11,867.74	Litter	200-0100-400.07
Newspaper Network	\$205.00	Health Department	019-0100-5400.00

Vote: Shryock yea
Fischer yea
Stahl yea

Transfer/Additional Requests

Mr. Shryock made a motion, seconded by Mr. Stahl to approve the following Transfers/Additional which have been certified by the County Auditor.

Commissioners

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
001-0420-5260.03 Copiers	001-0420-5400.00 Misc. Other Exp.	\$2,264.00

Vote: Shryock yea
Fischer yea
Stahl yea

JFS/Butler County Intergovernmental Agreement

Mr. Stahl made a motion, seconded by Mr. Shryock to sign an Intergovernmental Agreement for Use, Demonstration and Training Respecting Butler County Records Image Management System effective March 6, 2008 for a period of 5 years.

Vote: Shryock yea
Fischer yea
Stahl yea

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Discussion – Humane Society

Mr. Stahl stated that he is in favor of extending the contract with the Humane Society for 60 days and then be re-evaluated at that time. He feels that they understand our requirements and it will give them enough time to institute those requirements. Mr. Shryock stated that the Commissioners visited 4 modern updated facilities in 4 different counties and their shelters were run very professionally. All the counties that were visited work with the Humane Society (which is run completely separate from the animal shelters). Mr. Shryock then stated that upon visiting our own shelter, there were dogs running at large, cats on the counters and desks, and based on his observation of other counties and the business and accountability from an auditing stand point and the fact that we have asked for this over a year now, he believes it would be in the best interest of Coshocton County for the Commissioners to operate our own shelter and work with the Humane Society which would have their own shelter. Mr. Shryock stated that the deadline for the contract is a month away and he believes that the Commissioners can bring this plan to fruition in that time. He just doesn't see any other option. Mr. Fischer stated he appreciates Commissioners Stahl's remarks and understands his point of view. He also understands and appreciates Commissioner Shryock opinion, however, he personally have had communications and conversations on this matter since early in 2007. He believes there has been ample time to resolve these issues. We have made numerous requests to be in compliance with regular scheduled meetings by-laws and elected officers and he believes it has been procrastinated to this point and it is time to resolve it. With all due respect to Mr. Stahl, he is not in favor of extending the deadline at this time. He stated that the Humane Society has 30 days to be in compliance with what the Commissioners requested over a year ago. The Commissioners will need to notify the Humane Society that they intend to terminate our agreement effective April 15, 2008 if they are not in compliance with their earlier requests. He stated that we appreciate all the efforts by Ms. Sturtz and everyone involved with the Humane Society, but this is a business decision. Mr. Shryock stated he is not in favor of continuing this contract whether or not they become compliant with the Commissioners requests. He believes it is in the county's best interest for the county to run our own animal shelter and the Humane Society to run their humane shelter. Mr. Stahl made a motion to extend the contract for 60 days. There was no second, the motion died for lack of a second motion. Mr. Shryock made a motion that the contract with the Humane Society not be extended beyond April 15, 2008. There was no second motion, the motion died for lack of a second motion. Mr. Fischer made a motion that unless the Humane Society becomes compliant with the Commissioners request as far as notification of members, electing officers, regular reporting, and adoption of by-laws and annual auditing they not renew the contract with them past April 15, 2008. Mr. Stahl seconded the motion. Mr. Shryock asked if they do become compliant, then is Mr. Fischer in favor of extending that contract. Mr. Fischer stated that it be added to his motion that if they become compliant, their contract will be extended until January 1, 2009. This will coincide with the county budgeting process.

Vote:	Shryock	no
	Fischer	yea
	Stahl	yea

Discussion – Heather Kendall – Transportation

Ms. Heather Kendall attended to discuss transportation. They are in the final stages of separating their adult and child transportation. They have had conversations with Deb Laney at Coshocton Coordinated Transportation and are hoping to include the vehicles that they are leasing into Coordinated Transportation. She feels this will be a very positive thing for the community. We are not going to get additional funding so she feels that we need to work with what we have and make this work together for the community. By June, all the adults will be on shuttles. The shuttles will have a lot of bus features on them and they are being made as safely as possible. They are working on a community signage for their building. They are starting to plan for the renewal of their levy. They plan to put this on the ballot in March of 2009. She is here today mainly for informational purposes and she just wants the Commissioners to know that she is working with Coordinated Transportation and it is working well. The Commissioners thanked her for attending.

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PERS – Mr. Robert Weir

Ms. Sandy Corder attended the meeting to discuss an issue that was brought to her attention by PERS. She stated that in 1981 an agreement between the City and the County for the Municipal Court was signed. In 1992 Mr. Robert Weir was appointed to serve as Acting Judge. In 1982 the Attorney General notified the County Auditor that this should be paid as a contract employee and should not have PERS benefits. His service was handled as a contract and there was no PERS paid. Mr. Weir approached Ms. Corder in the fall and it was found that he had applied to PERS for this service and therefore, the County is responsible to pay the deductions and employer portions. Mr. Stahl stated that this issue was all done by our predecessors and we have inherited this problem. Mr. Shryock stated that this is something that was done in the past and is not the fault of the office holders today. Ms. Corder stated that if this were to happen today, she would require that a contract be signed and a waiver of PERS be signed as well. Mr. Shryock stated that he does not have a problem paying the county's portion to PERS but he should be responsible for the employee portion. Ms. Corder stated that she understands his feelings, but it is the ruling of PERS that it is the responsibility of the employer to get these employees to sign a waiver and if it is not on file then it becomes the responsibility of the employer to pay both employee and employer portions. The total amount owed to PERS is \$13,732.00 and this includes the employee portion and the employer portion. Mr. Shryock asked when they expected payment and Ms. Corder stated that we could possibly set up some type of pay-back plan with PERS. Mr. Shryock stated that he is not in favor of paying this, but we really have no choice and we will need to appropriate these funds from our unappropriated funds. Mr. Stahl is in agreement with Mr. Shryock. Mr. Fischer stated that he is in agreement as well. The Commissioners thanked her for attending.

Discussion – Litter Events


Mr. Jeff Wherley attended the meeting to update the Commissioners on some upcoming events in the Litter Program. He is working with Mayor Mercer and Amy Hasseman of the United Way on a City Clean-up. He would also like to use this date as a Tire Clean-up at the same time. They have asked for a roll-off and he is working on getting one for them. He will need to have a program revision in order to provide the roll-off for the clean-up. He is going to require that they get a smaller roll-off for their citizens to remove items they would like to get rid of. The Commissioners are in agreement with this plan. He is working on an appliance collection as well. He thinks this will be sometime after the fair. The Commissioners thanked him for attending.

2007 Annual Report – Coshocton County Engineer

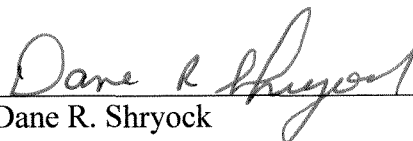
Mr. Fred Wachtel attended the meeting and gave his 2007 Annual Report. Mr. Wachtel presented the Commissioners with his report. The Commissioners thanked him for attending.

Adjourn

At 12:09 p.m., Mr. Fischer adjourned the meeting.



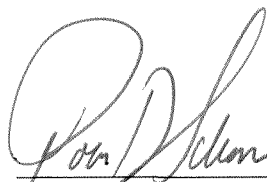
Gary L. Fischer



Dane R. Shryock



Larry K. Stahl



Clerk

