

COMMISSIONER'S JOURNAL

Monday

Regular

April 14, 2008

The Coshocton County Commissioners met in regular session on Monday, April 14, 2008 with Mr. Gary Fischer, Mr. Dane Shryock and Mr. Larry Stahl in attendance. Also present was Mr. Ken Smailes, WTNS, Ms. Kathie Dickerson, The Tribune and Ms. Mary Beck, Clerk.

Approval of Minutes

Mr. Shryock made a motion, seconded by Mr. Stahl to approve the minutes as presented for Monday, April 7, 2008.

| | | |
|-------|---------|---------|
| Vote: | Shryock | yea |
| | Fischer | abstain |
| | Stahl | yea |

Open Bids - Flexible Pavement

At 9:00 a.m. bids for Flexible Pavement were opened. Mr. Fred Wachtel and Ms. Robin McKee attended. There were three bidders with the following bids: Shelly Materials, Thornville, Ohio, 402 - \$44.50 and 404 - \$46.50, Small's Asphalt Paving, Gambier, Ohio 402 - \$39.07, 404 - \$45.86, 405 - \$69.00, 407 - \$1.70, 408 - \$2.77, and 409 - \$13.70 and Holmes Supply Corp, Holmesville, Ohio 402 - \$39.50, 404 - \$39.50, 405 - \$46.50 and 407 - \$1.75. Mr. Stahl made a motion, seconded by Mr. Shryock to turn over all bids for Flexible Pavement to Mr. Fred Wachtel, County Engineer for his recommendation.

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| Vote: | Shryock | yea |
| | Fischer | yea |
| | Stahl | yea |

Open Bids - Radio Read Meters

At 10:00 a.m. bids for Radio Read Meters were opened. There were Two bidders with the following bids: HD Waterworks, Ashland, Ohio \$43,500.00, Ferguson Waterworks, Marietta, Ohio \$43,800.00. Mr. Shryock made a motion, seconded by Mr. Stahl to turn over all bids for Radio Read Meters to Mr. Ed Robinette, Warsaw Administrator for his recommendation.

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| Vote: | Shryock | yea |
| | Fischer | yea |
| | Stahl | yea |

Contract Amendment - JFS/Sheri Matis

Mr. Stahl made a motion, seconded by Mr. Shryock to sign a contract amendment between JFS and Sherri Matis to change the total contract value from \$11,700.00 to \$14,227.50.

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| Vote: | Shryock | yea |
| | Fischer | yea |
| | Stahl | yea |

Prisoner Maintenance Report

Received the Prisoner Maintenance Report for the month of March 2008 from the Coshocton County Sheriff's Office.

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Then and Now Certificate

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

| PAYEE | AMOUNT | DEPARTMENT | ACCOUNT NUMBER |
|---------------------------------|------------|---------------|------------------|
| Mid East Ohio Vocational Center | \$1,719.00 | DJFS | 035-0100-260.00 |
| Ohio Floor Co. | \$ 1750.00 | Park District | 317-0200-5210.07 |
| OSU/Newark Bookstore | \$1,766.00 | DJFS | 030-0100-400.05 |

Vote: Shryock yea
 Fischer yea
 Stahl yea

Court Square

Mr. Stahl made a motion, seconded by Mr. Stahl to grant permission to Veterans Service Commission for the Annual Memorial Day Services for May 26, 2008.

Vote: Shryock yea
 Fischer yea
 Stahl yea

Transfers/ Additional

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

| Commissioners | | Amount |
|----------------------------|------------------------------|-----------|
| From | To | |
| 001-0420-5111.00 Maint. WC | 001-0430-5210.00 Equip IT | \$3244.34 |
| 001-0420-5111.00 Maint. WC | 001-0430-5200.00 Supplies IT | \$665.65 |
| 001-0430-5111.00 IT WC | 001-0430.5200.00 Supplies IT | \$526.80 |

| Commissioners | | Amount |
|---------------------------------------|-------------------------------------|-----------|
| From | To | |
| 001-0270-5504.00 Expense Acting Judge | 001-0270-5111.00 Municipal Ct. PERS | \$4692.50 |

| JFS | | Amount |
|------------------------------------|-----------------------------------|-------------|
| From | To | |
| 090-0100-602.00 Protect Ohio Local | 090-0100-260.00 Contract Services | \$50,000.00 |

| Clerk of Courts | | Amount |
|----------------------------|---------------------|-----------|
| From | To | |
| 012-0100-5210.00 Equipment | 012-0100-5111.00 WC | \$1663.23 |

Vote: Shryock yea
 Fischer yea
 Stahl yea

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Pay-In Report

Received the monthly Pay-In Report for the month of March 2008 from Coshocton County Clerk of Courts.

Advertise Bids – Pre-stressed Concrete Box Beams

Mr. Stahl made a motion, seconded by Mr. Shryock to advertise bids for OPWC Pre-Stressed Concrete Box Beams. Bids will be advertised 4/18/08 and 4/25/08. Bids will be opened 4/30/08 at 9:00 a.m. as requested by Mr. Fred Wachtel, County Engineer.

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| Vote: | Shryock | yea |
| | Fischer | yea |
| | Stahl | yea |

Contract Melway Paving

Mr. Shryock made a motion, seconded by Mr. Stahl to sign a contract with Melway Paving for the Seal Coat Unit Price Contract 2008 in the amount of \$220,000 as requested by County Engineer Fred Wachtel.

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| Vote: | Shryock | yea |
| | Fischer | yea |
| | Stahl | yea |

Water Update – Matt Robinette

Mr. Robinette stated that there is nothing really new going on at this time. He has contacted Quicksall's about the Muscle Study on the River and they are researching who can do the study. They are ready to proceed with the SR 83 Water line Extension. Mr. Stahl stated that he spoke with Carol at the Animal Medical and Surgical Facility and they would like to hook into our waste system, but the City of Coshocton told them they would need to pay a \$4,000 tap fee. Mr. Stahl was under the impression that the tap was already in place and according to our contract with the city on the North Corridor lines, they could not charge a tap fee since they were already put in place when the lines were run. Mr. Shryock stated that according to the water contract, if the lines are existing lines, then there is a tap fee, but if they are new lines, then the tap fee is waived. He feels that this is really a sewer issue and he is unable to find an agreement between the city and county on the sewer. Mr. Shryock stated that he is going to contact Mr. Stenner at the city to discuss this issue. They are going to look into this issue. The Commissioners thanked Matt for attending.

Humane Society

Ms. Chris Sturtz, Mr. Jerry Sturtz, Dr. Neil Heilman, Mr. Roy Farley, Ms. Ann Harrell, Mr. Mike McCullough, Esq. and Ms. Mary Carol Ungurean attended the meeting. Mr. Fischer opened the meeting and asked everyone to introduce themselves. Ms. Sturtz stated that she feels that the Humane Society has everything in order and have done everything the Commissioners have requested. Mr. McCullough stated that he is here to answer any questions that the Commissioners have. Mr. Fischer stated that the initial request was that they form a Board and have meetings, elect officers and show that they are in compliance with these requests. Mr. McCullough stated that they appreciate the board's patients in this matter and he feels that they have done everything that the board has requested and are in compliance with all legal aspects as they should be. Mr. Fischer then asked about the board's tax returns and them not being filed. Mr. McCullough stated that they have had Steve Tompkins prepare the last 5 years returns.

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Humane Society Continued

They were previously removed from the 501-C3 list but have been recently put back on the list. Mr. Fischer asked who will be responsible for this in the future. Ms. Sturtz stated that she will be responsible for this as she is the statutory officer. She will make certain this is taken care of in the future. Mr. McCullough reiterated these sentiments. Mr. Shryock stated that he has worked on this issue approximately 3 years ago. He feels that the Humane Society has a lot of heart working at the shelter. This is a business and should be run as such. There have been questions about auditing processes and since county money is involved, the state should audit them annually. We recently visited several shelters and all were run by the county and worked with the Humane Society. He reiterated that he feels the Humane Society has worked diligently and really put their heart into the shelter. Mr. Stahl stated that he feels the same way. He thanked the persons that chose to come onto the board. He stated that on February 27th, the Humane Society received a letter stating that their contract expires on April 15th. He stated that they did address many issues. His big question is why this was not done earlier, but it is important to move forward and go from here. He feels they have made progress on the requests that were made. Mr. Shryock questioned if they have liability insurance? Ms. Sturtz stated it is through Jacobs Vannaman Insurance. He then asked what kind of accountability is going on out at the shelter. Ms. Sturtz stated that Ms. Farley makes deposits daily. Mr. Shryock stated that he would like to know what type of accountability there is for the receipts of the animals or disposal, adoption ect. Ms. Sturtz stated that this information is kept in a ledger. Mr. Shryock asked about their bonds. Ms. Sturtz stated that she didn't really understand this, but it has been addressed, but she hasn't gotten the information back about it. Mr. McCullough asked if we are only concerned with the bonding of county money. Mr. Shryock stated that there should be a bond for all monies that go through the shelter. Mr. McCullough stated that it might be more profitable for an annual audit by the county. Mr. Stahl stated that we have started a complaint procedure and they have a board in place to address these issues. We have forwarded some of the complaints to the board and we feel we should work with the board to address these complaints. He would prefer at least a monthly report from the Humane Society. He then asked about the county fees. The county gets \$20 for every adoption. He would consider waiving the fee if the pet is rescued. He would also like to put all the dogs received on Pet-finder. He is concerned with the number of euthanized dogs in this county. We have twice as many euthanized as counties twice our size. Mr. Heilman stated that one of the first things we can do is cleaning and sanitation protocols. He discussed several types of cleaning products that can help address this issue. He also stated that we need a dog isolation area. He also stated that they are in the process of building a cat isolation room. However, it doesn't have proper ventilation or drainage. He also stated that they need more cages for the cats. Mr. Stahl asked if all the issues can be solved. Mr. Heilman stated that yes they can be resolved, but it will cost some money. Mr. Stahl stated that there are organizations that are willing to supply monies if we can all work together. Ms. Sturtz stated that the amount of work required at the shelter is very extensive and there are not enough number of hours in the day if they would go to all cages. Mr. Stahl stated that he has had several complaints that people are being treated rudely at the shelter. Ms. Sturtz stated that she is not rude. Mr. Stahl stated that this is not just an uncommon occurrence. It can usually be traced back to one person. The board is not willing to sign a contract unless this is addressed. All the board members in attendance stated that they will address this issue. Mr. Stahl then stated that he would like to see rescues treated fairly. He has received complaints of unfair treatments to certain rescuers. Mr. Heilman stated that they intend to make a policy that all rescues are treated the same and they will still require information from the rescuers. Ms. Sturtz stated that she calls other Humane Society's and researches these rescuers. She feels very strongly that these dogs go to good rescuers. Mr. Stahl then stated that he has received many calls and letters requesting the Commissioners not renew this contract with the Humane Society. He has not received one call in support (other than the Humane Society) that feels the Commissioners should renew this contract. Mr. McCullough stated that because the Commissioners asked some hard questions, things are moving in the right direction. He feels that different groups have different perceptions of what needs to be done. No matter what the Commissioners do, they will have complaints. But, he

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Humane Society Continued

feels that the Humane Society can do as the Commissioners have asked and things can move forward. Ms. Ann Harrell stated that she feels the Commissioners do not hear the good things that are happening at the shelter. People only complain when they feel something is wrong. Mr. Shryock stated that he wanted to make certain that everyone is aware that we cannot use dog and kennel monies for cats. In the shelters we visited, the cats were not at the animal shelter with the dogs. He then stated that the Commissioners Office is not in charge of running the animal shelter. People cannot comprehend that the dog warden is not in charge of the animal shelter. If the dog warden wants to work at the animal shelter, it can be done in off hours. Mr. McCullough stated that the board can make a donation from the general fund to the Humane Society for the keeping of the cats. Mr. Shryock stated that yes that is an option, but no monies can come from the Dog and Kennel Fund for cats. Ms. Sturtz stated that the Commissioners need to take into consideration the amount of work that is done for the county with the cats. Mr. Fischer stated that the Commissioners biggest concerns are that the shelter is operated as a business. It is strictly compliance with the law. At this time it appears that they are, but it is in question as to whether this will continue. Also, uniformity and policy, we get numerous complaints about what is being done out there. Next, we have many complaints about the professionalism with the public. This is something that needs to be discussed. Also, the Commissioners are merely landlords. We need to make certain that they are in compliance. He has looked at this as a business decision and from what I have seen on paper, they have complied with that. They will need to prove that this is more than just paperwork. Mr. Heilman stated that the board intends to do just that. Mr. Sturtz asked if the Commissioners will continue this contract for another 60 days. Mr. Fischer stated that they will have to vote on this issue. Ms. Sturtz stated that she is all for improvements, but the Humane Society does not have the monies. Mr. Fischer stated that in the counties that we visited, the Humane Society had fund raisers and had quite a large fund balance. Ms. Sturtz stated that she does not have time to fund raise. Mr. Fischer stated that if there is a board in place, they can do the fund raising for her. Mr. Heilman stated that the board will meet with the Commissioners on a regular basis. Mr. Stahl made a motion to extend the Humane Contract for another 60 days with the funding in place to sustain the shelter so that progress can keep going. Mr. Shryock seconded the motion.

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| Vote: | Shryock | no |
| | Fischer | yea |
| | Stahl | yea |

The Commissioners thanked them for attending.

Executive Session – EMS Director

Mr. Todd Shroyer and Mr. Bernie Minet attended the meeting. Mr. Minet stated that they are proceeding with the live date for the EMS to go onto the county server. The new date is May 13th. Also, he asked if the Commissioners have heard any news on the County Transportation Agency purchasing the ambulette that is available for sale. The Commissioners stated that they have not talked with Ms. Edwards yet. Ms. Beck then discussed the dates for the EMS billing to be bid out and also insurance forms for the EMS employees. Mr. Shryock stated that he and Mr. Stahl spoke with Mr. Minet about the EMS Directors position and he feels that they should look from within the agency first for a director and then determine if they need to go outside the EMS for the directorship. At 10:53 a.m. Mr. Shryock made a motion, seconded by Mr. Stahl to go into executive session to discuss possible persons that would be qualified for the Directors position at the EMS that work within the EMS Agency. All vote yea. At 11:46 a.m. the meeting was returned to regular session. No action taken at this time.

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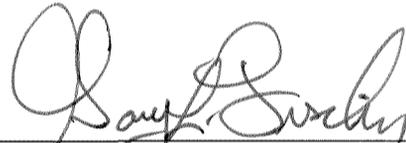
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Fresno Sewer Project

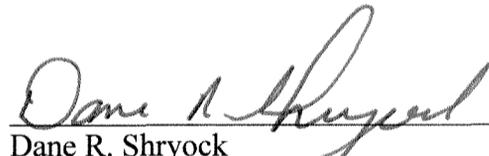
Mr. Matt Robinette, Mr. Bill Newton and Mr. Michael Betts attended the meeting to give an update on the Fresno Sewer Project. Mr. Newton stated that there have been some minor changes to the project. They are on schedule to submit their plans to the EPA on May 2nd. He has spoken with Mr. Pennington from the EPA about the plan changes. They originally talked about a buried plan but were concerned about the upkeep and maintenance of this plan. He is more comfortable with a standard aeration process. The first three tanks will be covered to help with odors from the site. They are applying for the plant with the hopes of being able to get away without having sand filters, but will include in the specifications that the manufacturer will have to provide them if they are determined to be needed. They intend to put a cedar fence around the plant. This will help keep the noise down. He then stated that there are advantages to this type of system. This system does not use as many pumps, it is very reliable, and much more functional for maintenance. The cost is about the same as the other plan. MR. Robinette stated that he had lunch with GGC at the Conference and he was made aware of this at that time and he has discussed this in great detail with GGC. He is not certain if he likes this plan better than the other one or not. Mr. Newton stated that he will discuss this further with Mr. Robinette. Mr. Robinette stated that when we purchased the property, we promised that this would not disturb the neighbors. This is a major concern for him. Mr. Newton stated that these are some issues that need to be addressed and they will deal with the issues by possibly changing some of the plans. Mr. Betts stated that with changing the discharge lines, the Commissioners will need to acquire two more easement sites. Mr. Stahl stated that he and Mr. Robinette will work with Mr. Betts on this issue. The Commissioners thanked them for attending.

Adjourn

At 1:44 p.m. Mr. Fischer adjourned the meeting.



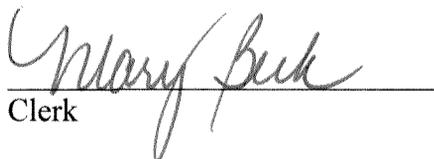
Gary L. Fischer



Dane R. Shryock



Larry K. Stahl



Clerk