

COMMISSIONER'S JOURNAL

Monday

Regular

July 21, 2008

The Coshocton County Commissioners met in regular session on Monday, July 21, 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. Stahl made a motion, seconded by Mr. Shryock to approve the minutes as presented for Wednesday, July 16, 2008.

Vote:	Shryock	yea
	Fischer	yea
	Stahl	yea

Independent Contractor Agreement – JFS/Edith Harris

Mr. Shryock made a motion, seconded by Mr. Stahl to sign an Independent Contractor Agreement between JFS and Edith Harris in the amount not to exceed \$29,120.00.

Vote:	Shryock	yea
	Fischer	yea
	Stahl	yea

Purchase of Service Agreement – JFS/Bit Brothers/Bit Sisters

Mr. Stahl made a motion, seconded by Mr. Shryock to sign a Purchase of Service Agreement between JFS and Big Brothers/Big Sisters in the amount not to exceed \$16,000.00.

Vote:	Shryock	yea
	Fischer	yea
	Stahl	yea

Purchase of Service Contract –JFS CBHC

Mr. Shryock made a motion, seconded by Mr. Stahl to sign a Purchase of Service Contract between JFS and CBHC ProtectOne in the amount not to exceed \$28,246.83.

Vote:	Shryock	yea
	Fischer	yea
	Stahl	yea

Independent Contractor Agreement – JFS/Tammy Whittington

Mr. Stahl made a motion, seconded by Mr. Shryock to sign an Independent Contractor Agreement between JFS and Tammy Whittington in the amount not to exceed \$27,000.00.

Vote:	Shryock	yea
	Fischer	yea
	Stahl	yea

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Purchase of Service Contract – JFS/East Central Career Center

Mr. Shryock made a motion, seconded by Mr. Stahl to sign a Purchase of Service Contract between JFS and East Central Career Programs in the amount not to exceed \$60,000.00.

Vote:	Shryock	yea
	Fischer	yea
	Stahl	yea

Independent Contractor Agreement

Mr. Stahl made a motion, seconded by Mr. Shryock to sign an Independent Contractor Agreement between JFS and David Grove in the amount not to exceed \$17,000.00.

Vote:	Shryock	yea
	Fischer	yea
	Stahl	yea

Independent Contractor Agreement

Mr. Shryock made a motion, seconded by Mr. Stahl to sign an Independent Contractor Agreement between JFS and Karen Shample in the amount not to exceed \$17,160.00.

Vote:	Shryock	yea
	Fischer	yea
	Stahl	yea

Independent Contractor Agreement

Mr. Stahl made a motion, seconded by Mr. Shryock to sign an Independent Contractor Agreement between JFS and MR/DD CES in the amount not to exceed \$65,000.00.

Vote:	Shryock	yea
	Fischer	yea
	Stahl	yea

Independent Contractor Agreement

Mr. Shryock made a motion, seconded by Mr. Stahl to sign an Independent Contractor Agreement between JFS and Natalie Stillion in the amount not to exceed \$27,000.00.

Vote:	Shryock	yea
	Fischer	yea
	Stahl	yea

Independent Contractor Agreement

Mr. Stahl made a motion, seconded by Mr. Shryock to sign an Independent Contractor Agreement between JFS and Amy White in the amount not to \$27,000.00.

Vote:	Shryock	yea
	Fischer	yea
	Stahl	yea

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Independent Contractor Agreement

Mr. Shryock made a motion, seconded by Mr. Stahl to sign an Independent Contractor Agreement between JFS and JoAnn Uhlig in the amount not to \$12,600.00.

Vote: Shryock yea
Fischer yea
Stahl yea

Independent Contractor Agreement

Mr. Stahl made a motion, seconded by Mr. Shryock to sign an Independent Contractor Agreement between JFS and Larry Boal in the amount not to exceed \$22,000.00.

Vote: Shryock yea
Fischer yea
Stahl yea

Court Square

Mr. Shryock made a motion, seconded by Mr. Stahl granting permission to The American Red Cross the use of the Court Square on Friday, September 5, 2008 for the Coshocton's Best Burger Contest.

Vote: Shryock yea
Fischer yea
Stahl yea

Court Square

Mr. Stahl made a motion, seconded by Mr. Shryock granting permission to Citizens for Patriots the use of the Court Square on Saturday, August 9, 2008 for a fundraising band concert.

Vote: Shryock yea
Fischer yea
Stahl yea

Transfers/Additional

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

Commissioners – Transfer

FROM TO AMOUNT
001-0420-5260.02 Phones 001-0110-5400.00 CCC Other Expense \$2,819.00

Vote: Shryock yea
Fischer yea
Stahl yea

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Meeting Request

Mr. Stahl made a motion, seconded by Mr. Shryock granting permission to Mr. Jeff Wherley to attend National Recycling Congress in Pittsburgh, Pa from September 21-24, 2008 at an estimated cost of \$1,200.00.

Vote:	Shryock	yea
	Fischer	yea
	Stahl	yea

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
Prince's Wrecker	\$125.00	Litter	200-0300-400.01

Vote:	Shryock	yea
	Fischer	yea
	Stahl	yea

Juvenile Court Funding Application Update

Mr. Stahl made a motion, seconded by Mr. Shryock to sign the Ohio Department of Youth Services Subsidy Grant Juvenile Court Funding Application Update.

Vote:	Shryock	yea
	Fischer	yea
	Stahl	yea

Discussion – BJAAM – Downtowner Plaza

Mr. Jerry Stenner, Mr. T.J. Justice, Mr. Zack Pierce, Mr. Rick Aultman, CA Aultman Company, Mr. Robert Weir, Esq., Mr. Lou Altman, and Mr. Greg Smith attended the meeting. Mr. Zach Peirce stated that he is representing BJAAM. Mr. Justice stated that the City and the County received a letter stating the company that is purchasing the Downtowner Plaza has requested an Urban Setting Designation for the area. Mr. Stenner stated that the city has been involved in this project for some time. Mr. Pierce stated that the Aultman Company, the purchases hired BJAAM to investigate and remediate this property. This property falls under the Brownfield sites and falls under the voluntary action program. The first step in this program is Phase I. This determines the uses of the property and determines if there are any environmental concerns. Then they move to Phase II which is the soil sampling phase. They did find some areas that posed some issues. It was dry-cleaners that had the issues. The specific findings showed some minor soil and some ground water contamination. Mr. Aultman stated that since there is potable water provided to the area, they will never utilize the ground water in this area. That is what they are requesting of the EPA to get this Urban Setting Designation. He also stated that the contamination is moving toward the river, but shouldn't pose any problems. Mr. Shryock asked how long it will take to get to the river water. Mr. Pierce stated that the county will not be looking at any contamination in the county. Mr. Greg Smith stated that he would like to emphasize that all issues have to be satisfied in order for the Urban Setting Designation to apply. He also stated that this only applies to the drinking water issue and if there are any other issues, they will have to address them as well. Mr. Shryock asked if some other person wanted to put a well in for other than potable water, could this setting pose an issue. Mr. Smith stated that you will still need to go through the normal permitting process. This designation does not prevent anyone from putting in a well. Mr. Stenner stated that the City just recently passed an ordinance that stated no one can drill a potable water well within the city limits. Mr. Fischer thanked them for attending and the information that they provided.

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Justice Center Discussion

Mr. Rick Axline, Lt. James MacDonald, Lt. Jim Crawford and Sheriff Tim Rogers attended the meeting to discuss the proposed Justice Center. Mr. Fischer stated that we did receive the bid pricing for the Mercer County Facility. Mr. Axline stated that the original estimate was 12 million. When the project went to bid, they increased the estimate to \$13,240,000. There was a lot of interest in this project. There was so much competition that pulled the bidding down to the 12 million dollar mark. Mr. Axline then went over the new estimate for Coshocton County Justice Center. The total over all cost for the site improvements (385,000.00), site documentation (\$19,000.00) and construction costs (14,397,339.92). He then added in the response building and the contingency in the amount of \$253,440. When you then add in the furnishings, fixtures and equipment (266,335.00), architect fees (\$1,037,000.00) and reimbursable expenses (50,000.00) the total overall cost of \$16,408,114.92. Mr. Fischer stated that he is very concerned that the county can fund this project. Mr. Stahl stated that given these figures the county is looking at least 1.7 mills to fund this project. He also stated that according to Mr. Axline, there would be 3.0 million available from the state. At this time that has been removed and we cannot anticipate receiving any state funding. So the county will have to fund the whole project. Mr. Fischer stated that he is concerned that we do not have enough time to get this on the ballot in November. The Commissioners will need to determine if we can ask the voters for the increased millage. The Commissioners had originally wanted to include the EMS buildings with this bond issue. If they add that now, it will put the requested millage to approximately 2 mills. Mr. Shryock stated that he is really concerned with this number of over 16 million in comparison with the numbers Mr. Axline gave them a little over a year ago. He then went over Mr. Axline's original estimate and added in the architect fees, site preparation and furnishing the justice center. If we take out the 3.9 million from the state and add on the amount of the increased estimate, then the county will be responsible for almost double what he originally stated. Mr. Shryock then stated that also, Mr. Axline stated that there would be a decrease in the staff in the amount of \$385,000 but have since found that we will need to increase that number by 4 new employees. That being said, the county would have been obligated for 7.1 million to the county residents. Now Mr. Axline has brought new numbers and we will have to double the amount of millage required for this project. This is a huge number to this county especially in this economic climate. He is having a very difficult time with these numbers. Mr. Shryock stated that based on the numbers from one year ago and the numbers now, how do we know these numbers are good numbers? Mr. Axline stated that it is his fault that the Commissioners were not aware of the residual costs of the project. He feels that the numbers are the same except for the increase in the petroleum costs. Mr. Shryock stated that the money from the stated is not there either. Also, in order to position the county for state funding, we went down this road. He stated that we really do need this facility and we took almost 4 million out of the equation with anticipated monies from the state. Mr. Axline did tell the Commissioners that the county would be able to rent beds, but we have since determined that we will not be able to anticipate revenue from that either. Mr. Rogers stated that the State with a stroke of the pen removed the monies that were to be available for the jail projects. Mr. Axline apologized for not explaining that originally he just gave them the cost to build the project and nothing else. He also stated that they can save some monies on the site. He has since looked at the proposed site and determined that the facility will work nicely there. Mr. Stahl that the Commissioners really expected the bottom line number from Mr. Axline and he was very caught off guard with the 16 million number. He also stated that if we don't go after the 1.5 mills then someone else will. One of the reasons he threw his hat in the ring is the jail project. He feels very torn about this economic issue. Mr. Rogers stated that he is torn as well. He understands the struggles that the county is going through at this time. He also understands that he was elected to fulfill his job and this is one of the many responsibilities that need to be looked at. He also knows that at any time we could have a real issue at the justice center. Mr. Shryock asked if these numbers that Mr. Axline provided are the engineers estimate for this project. Mr. Axline stated that the numbers on that estimate are good through 2009. The Commissioners want to make certain before they make a commitment one way or another that these numbers are correct. Mr. Axline stated that he is fairly certain of these numbers. The only issue that he feels is prevalent is the cost of petroleum. The Commissioners thanked Mr. Axline for attending.

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Executive Session

AT 11:22 a.m. Mr. Shryock made a motion, seconded by Mr. Stahl to go into executive session to discuss the acquisition of property with Sheriff Tim Rogers, Lt. Jim Crawford and Lt. James MacDonald. All vote aye. At 12:01 p.m. Mr. Fischer returned the meeting to regular session. No action taken.

Recess

At 12:15 p.m. Mr. Fischer moved the meeting to recess. At 1:04 p.m. Mr. Fischer returned the meeting to regular session.

Executive Session

At 1:35 p.m. Mr. Stahl made a motion, seconded by Mr. Shryock to go into executive session to discuss hiring the Assistant Dog Warden. All vote aye. At 2:16 p.m. the meeting was returned to regular session with the following action then taken: Mr. Shryock made a motion, seconded by Mr. Stahl to offer the Assistant Dog Warden's Position to Mr. Russell Dreher.

Vote:	Shryock	yea
	Fischer	yea
	Stahl	yea

Mr. Stahl explained his no vote. He stated that he has nothing against Mr. Dreher however, he felt that the other applicant was more qualified. He will however work with Mr. Dreher during his probationary period.

Adjourn

At 3:00 p.m. Mr. Fischer adjourned the meeting.



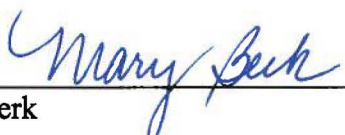
 Gary L. Fischer



 Dane R. Shryock



 Larry K. Stahl



 Clerk

