

COMMISSIONER'S JOURNAL

Monday

Regular

December 22, 2008

The Coshocton County Commissioners meet in regular session on Monday December 22, 2008 with Mr. Dane Shryock, Mr. Gary Fischer and Mr. Larry Stahl in attendance. Also present was Mr. Ken Smailes, WTNS, Ms. Kathie Dickerson, The Tribune, Mr. Curtis Lee and Mary Beck, Administrator/Clerk.

Minutes

Mr. Stahl made a motion, seconded by Mr. Shryock to approve the minutes as presented for the Wednesday, December 17, 2008 meeting.

Vote: Fischer	aye
Shryock	aye
Stahl	aye

HUD Form 52481

Mr. Shryock made a motion, seconded by Mr. Stahl to sign HUD Form 52481 Cooperation Agreement between the Coshocton County Commissioners and Coshocton Metropolitan Housing Authority. It is our position that we have provided the law enforcement and there is nothing in this agreement that suggests that we have failed to meet our obligation.

Vote: Fischer	aye
Shryock	aye
Stahl	aye

Meeting Request – BOE

Mr. Stahl made a motion, seconded by Mr. Shryock to approve a meeting request for the Board of Elections to attend Winter Conference in Columbus from January 28th, - 30th, 2009 at an estimated cost of \$1,600.00.

Vote: Fischer	aye
Shryock	aye
Stahl	aye

Transfers/Additional

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

Juvenile Ct. – Transfer

FROM	TO	AMOUNT
001-0232-400.00 Detention	001-0230-110.00 PERS	\$15,000.00
001-0230-260.00 Cont. Services	001-0230-110.00 PERS	\$19,000.00
001-0230-400.00 Attorney Fees	001-0230-110.00 PERS	\$ 7,000.00
001-0231-400.01 Car Expense	001-0230-110.00 PERS	<u>\$ 1,161.13</u>
	Total	\$42,161.13

Veterans – Transfer

001-0920-5677.00	001-0910-5670.00	\$932.88
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Common Pleas Court – Transfer

001-0220-5113.00 Insurance	001-0220-5400.00 Other Expense	\$4,000.00
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Transfers/Additional Continued

Auditor – Transfer

001-0120-5400.00	Other Expense	001-0120-5102.00	Salaries	\$87.00
001-0120-5400.00	Other Expense	001-0120-5115.00	Medicare	<u>\$ 5.00</u>
				Total \$92.00

040-0100-5115.00	Medicare	040-0100-5102.00	Salaries	\$163.00
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Sheriff – Additional

Revenue not anticipated	001-0610-5400.03	Other Tires and Repairs	\$3,101.69
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Title – Transfer

012-0100-5113.00	Health Ins.	012-0100-5102.00	Emp. Salaries	\$1,039.00
012-0100-5113.00	Health Ins.	012-0100-5110.00	PERS	<u>\$ 500.00</u>
				Total \$1,539.00

Board of Elections – Transfer

001-0310-5260.00	Contract Serv.	001-0310-5400.00	Other Expense	\$350.00
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Sheriff – Transfer

001-0610-5210.03	Equip.-uniforms	001-0610-5102.00	Salaries	\$ 658.80
001-0610-5210.07	Equip – Comput	001-0610-5102.00	Salaries	\$1,131.95
001-0610-5400.02	Other – Gasoline	001-0610-5102.00	Salaries	<u>\$3,000.00</u>
				Total \$4,790.75

Dog & Kennel

010-0100-5550.00	Animal Claims	010-0100-5400.00	Other Expense	\$552.25
010-0100-5200.00	Supplies D&K	010-0100-5400.00	Other Expense	<u>\$ 47.75</u>
				Total \$600.00

Vote: Fischer	aye
Shryock	aye
Stahl	aye

Then and Now Certificates

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
Tuscarawas County MRDD	\$9,269.97	Hopewell	080-0100-5260.00
Tricia Bible	\$182.14	Hopewell	080-0100-5260.02
Treasurer, State of Ohio	\$63,069.40	Hopewell	080-0100-5400.00
Angela Richcreek	\$427.62	Hopewell	080-0100-5260.02
Angela Richcreek	\$209.75	Hopewell	080-0100-5260.02

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Than and Now Continued

Residential Housing for Dev. Dis.	\$157.98	Transportation	088-0100-5260.02
Creative Coach Co.	\$6,080.00	Hopewell	080-0100-5400.00
MEORC	\$275.00	Hopewell	080-0100-5400.00
Holly Rine	\$102.96	Hopewell	080-0100-5400.00
Dawna Walters	\$225.00	Hopewell	080-0100-5260.00
Lock-up Storage	\$360.00	Hopewell	080-010-5260.00
MEORC	\$36,773.93	Hopewell	080-0100-5260.00
Republic Industrial	\$245.83	Hopewell	080-0100-5200.00
Lexis Nexis, Matthew Bender & Co.	\$422.55	Common Pleas Ct.	001-0220-5200.00
Heather Dyer	\$556.00	Common Pleas Ct.	001-0220-5400.00
Washington County JVS District	\$1,755.00	DJFS	035-0100-5260.00
Coshocton Coordinated Transport.	\$25,765.96	DJFS	030-0100-5400.04
Tim Markel	\$268.75	DJFS	030-0101-5640.00
Tim Markel	\$413.06	DJFS	030-0101-5640.00
Jamison Underwriting Services	\$1,386.00	Common Pleas Ct.	001-0220-5400.00

Vote: Fischer aye
 Shryock aye
 Stahl aye

Litter Report

Mr. Jeff Wherley attended the meeting to give his monthly Litter Report. He stated that he has met all the grant requirements for 2008. He went over a flyer that she received from Smurfit Stone Container that explained how much recycling is used per day at the plant. He went over the totals for the 2008 year and the amount of pounds recycled. He is ready to put the new recycling trailer up in Tiverton. He will need to contact the County Engineer to see if we can utilize his garage to get the trailer warm enough to apply the stickers. He then stated that Licking County is in the process of negotiating with Waste Management to see if they can take our materials at no cost. At this time he is waiting to see what happens with Licking County before he would possibly make any changes. He feels that if we continue to put trailers out in the county, we will possibly get people who wouldn't normally recycle to actually recycle. He stated that being over 200,000 lbs. that was recycled is a positive. He feels we will continue to increase the amount being recycled. The Commissioners thanked Mr. Wherley for attending.

Metropolitan Housing

Mr. Robert Batchelor, Mr. Paul Scherbel, Mr. Jim Vannaman, Mr. Greg Darr, Mrs. Sandy Corder, Mrs. Michelle Darner attended the meeting. Mr. Fischer brought the meeting to order and made introductions. Mr. Shryock asked if the Commissioners are prepared to sign the HUD form 52841. Mr. Darr thanked the Commissioners for putting them on the agenda. He stated that in 2007 they come to the Commissioners with the arrears payment on the PILOT. He stated that they had an auditor come in and questioned why they have been unable to reach an agreement for the arrears. He stated that he would like to address the additional off-duty patrol. He stated that he feels they should be able to get a credit on the arrears for the additional funds they pay for the off-duty deputies. He would like the off duty patrol re-instated and he apologized for any misunderstandings there. He apologized for offering \$.50 cents on the dollar for the arrears payments. He also asked for landlords to send letters to the Commissioners to show the Commissioners how much they contribute to the community. He apologized if this created any problems. He then reviewed how their monies were paid to employees and why they were paid that way. He apologized if the monies that were given to his employees were labeled as bonuses but were intended to appease employees and stop any arbitration. He is still requesting that the Commissioners reduce the arrears by the amounts for off-duty deputies bringing the total owed to \$51,887.97. He then would like to pay \$10,000 as a partial payment on that total. He also wants the Commissioner to take a \$2,011. check

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Metropolitan Housing

for the 2008 PILOT payment. This amount also removes approximately \$5,000 for the off-duty officer. Mr. Shryock stated that we were unaware that the Sheriff took away the off duty officers. He also stated that he feels it should be noted that the PILOT tax is an already reduced tax that had been paid up until 1999. There are a lot of benefits that money is used for. He believes that the county is owed what it is entitled to including the arrears. He has a problem accepting anything less than that when people are getting bonuses that would cover what was owed on the tax. He said that from what he has talked with the Sheriff, he stated that there were 291 calls to Metropolitan Housing and only 1 call was handled by the off-duty officer. He understands that if the off-duty officer is not there, there may possibly be more calls, but the Sheriff does answer all calls that they get. He would like to know why they do not feel they should pay their PILOT obligation to the county when they give their employees bonuses or whatever he called it today to their employees. Mr. Darr stated that he feels they are convoluting issues. He stated that he originally came for the PILOT and had auditor's questions why we cannot get a waiver like Muskingum County. Mr. Shryock stated that he is aware of the issues, and he stated that if he is assured that those monies would go to the residents of this county he might approve of this. He does not feel it is right that they came in here stating that they have no monies and then gave their employees bonuses. Mr. Darr stated that his bonus was paid back. Mr. Shryock stated that he might have paid the monies back but if we had not done an investigation then he never would have paid the monies back. He also has an issue with Mr. Darr's statement that said he was authorized to pay us \$.50 cents on the dollar for what they owe. He called HUD and checked into it and they did not authorize that. He stated that he appreciates their plight, and would consider a reduced PILOT or a waiver if he knew that the monies would go to residents, but he doesn't feel he can do that now. He also stated that no where in the contract does he find that they can reduce the amounts owed for the off-duty officers. So he is willing to sign the agreement, but there will be no reduction for off-duty officers. The other two Commissioners are in agreement with this statement. Mr. Fischer asked if there were bonuses given in other years. Mr. Darr stated that there were no other bonuses given. Mr. Shryock asked if employees received a bonus last year. Mr. Darr stated that they received a small Christmas bonus. Mr. Batchelor stated that it is our position that we comply with paragraph seven. He feels that we did not violate the terms of this contract. He was unaware that the Sheriff has stopped the off-duty officer's contract. Mr. Stahl stated that the yearly payment is less than 1% of their total budget and he feels this is not a substantial amount and should be paid. He stated that he feels the Sheriff is doing his job. Mr. Shryock stated that in researching Metropolitan Housing, he will give them credit that there has been significant effort put forth to correct past mistakes, especially with safety and finances. Mr. Stahl asked if anyone was able to locate a copy of the contract. Mrs. Corder stated that she has even looked at the State and Federal Level and is unable to find anything. Mr. Fischer asked for any questions. Mrs. Corder asked that a completed form for computation be submitted with the check so that we can determine what period of time the payment is being submitted for. Mr. Batchelor stated that he feels there is a benefit being obtained by having a deputy there on the premises for 4 hours per week. Mr. Fischer stated that this board being the Taxing Authority, have a decision to make. He stated that he feels that a PILOT is already a reduced tax and if they should not take a reduced fee for the sheriff. Mr. Scherbel stated that the funds we receive are tax dollars. This is a payment in lieu of taxes. There is no question that they use services. These monies are to be used for schools ect., those entities that they utilize for additional security should be reduced from the PILOT owed. He feels if the Commissioners do not allow the use of the reduction for the off-duty officer, then the Housing Authority will be unable to have the additional security. Mr. Fischer stated that the agreement has been in place since 1999 and it was being paid without any issues. Mr. Fischer asked for input from Mrs. Corder, Mrs. Darner and Mr. Batchelor on the reduction of the 2008 PILOT. This is a reduction of approximately \$5,000.00. Mrs. Corder stated that we are going to incur these costs at some time. She would not be opposed to looking at reducing the fees for the Sheriff. Mrs. Darner stated that in the past we

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Metropolitan Housing Continued

have always had a good relationship with Metropolitan Housing. Although in the last 10 years payments have been coming in past due. She would like to look into Muskingum County and the comment after that. Mr. Scherbel stated that these are all taxes paid by us, even though some are Federal taxes paying Local Taxes. Mr. Batchelor stated that he feels that his office benefits when they have off-duty officers available. Mr. Shryock stated that he agrees with what Mr. Batchelor said. Sometimes it is a great benefit to have those officers there. He then stated that he would like to make a motion to accept the \$51,887.97 which is less \$21,535.25 in arrears for the off-duty security and this will be accepted as the total arrears payment current through January 1, 2009. Mr. Darr made a \$10,000.00 payment towards the total \$51,887.97 and will make 48 payments in the amount of \$872.67 per month. Mr. Stahl seconded the motion. Mr. Fischer stated that he will agree to this and he would like to reiterate that the Sheriff has answered all calls to Metropolitan Housing.

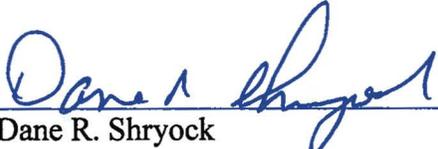
Vote: Fischer	aye
Shryock	aye
Stahl	aye

Adjourn

At 11:50 a.m. Mr. Fischer adjourned the meeting.



 Gary L. Fischer



 Dane R. Shryock



 Larry K. Stahl



 Clerk