

# COMMISSIONER'S JOURNAL

## Monday

## Regular

**September 28, 2009**

The Coshocton County Commissioners met in Regular session on Monday, September 28, 2009 with Mr. Dane Shryock, Mr. Gary Fischer and Mr. D. Curtis Lee in attendance. Also present was Mr. Ken Smailes, WTNS, Ms. Kathie Dickerson, The Tribune and Mrs. Mary Beck, Administrator/Clerk.

## Minutes

Mr. Fischer made a motion, seconded by Mr. Lee to approve the minutes of the Wednesday, September 23, 2009 meeting.

Vote:	Shryock	yea
	Fischer	yea
	Lee	yea

## Dog Warden's Report

Received the Dog Warden's Report for the week ending 9/20/09 with 22 dogs left in the box, 16 dogs picked up by the warden, 31 dogs per owner surrender, 5 dogs brought in as strays, 46 dogs destroyed, 18 warnings issued, 7 citations issued, 27 tags sold, 5 late fees paid, 13 dogs sold, 7 puppies under 90 days sold, 7 dogs or puppies sold to rescue, \$50.00 in boarding fees collected 4 dogs redeemed for a total of \$700.00 in fees collected.

## QCB 2009-2010 Health Plan Renewal Amendment

Mr. Lee made a motion, seconded by Mr. Fischer to sign the Renewal Amendment with QBE Insurance Corporation for the 2009-2010 Coshocton County Health Plan year.

Vote:	Shryock	yea
	Fischer	yea
	Lee	yea

### Transfers/Additional/Reductions

Mr. Fischer made a motion, seconded by Mr. Lee to sign the following Transfers/Additional/Reductions which have been certified by the County Auditor.

## Sheriff – Reduction

FROM	TO	AMOUNT
150-0100-5102.00 Salaries		(\$8,113.41)

## JFS – Reduction

030-0100-5102.00	Salaries	(\$918.00)
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## EMA – Additional

Unappropriated Fund Balance	140-0100-5400.06	\$1,002.50
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## Engineer – Transfer

050-0200-5265.04	Chip Seal	050-0200-5202.04	Asphalt	\$19,000.00
050-0200-5265.06	Issue II	050-0200-202.03	Aggregate	<u>\$20,000.00</u>
			Total	\$39,000.00

# COMMISSIONER'S JOURNAL

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## Transfers/Additional/Reductions Continued

### Insurance – Transfer

002-0100-5260.01	Contract Claim	002-0100-5260.00	Contract Admin Fees	\$59,500.00
002-0100-5260.01	Contract Claim	002-0100-5102.00	Salaries	\$ 4,450.00
002-0100-5260.01	Contract Claim	002-0100-5110.00	PERS	\$ 680.00
002-0100-5260.01	Contract Claim	002-0100-5115.00	Medicare	<u>\$ 70.00</u>
Total				\$64,700.00

Vote:	Shryock	yea
	Fischer	yea
	Lee	yea

### Satisfaction of Mortgage – Jenkins

Mr. Lee made a motion, seconded by Mr. Fischer to sign a Satisfaction of Mortgage for Jerry L. Jenkins and Margaret M. Jenkins for a property located at 1822 South Lawn, Coshocton, Ohio recorded in Volume OR 498, Page 410-414, Instrument 200900002830.

Vote:	Shryock	yea
	Fischer	yea
	Lee	yea

### Amendment No. 4 – Health Plan

Mr. Fischer made a motion, seconded by Mr. Lee to sign and accept Amendment No. 4 to the Coshocton County Commissioners Employee Health & Welfare Plan.

Vote:	Shryock	yea
	Fischer	yea
	Lee	yea

### Mr. Mike LaVigne – Video Arraignments

Mr. LaVigne stated that he met with Judge Tim France last Friday about the video arraignments. Everything is ready to move forward. He still has not heard from the Mayor, but it is his understanding that they want to partner with the county on this. Then the Municipal Court will be on our network and not the city's. The Commissioners ask that Mr. LaVigne check with Municipal Court and see if they have a computer fund to pay for the equipment. At this point, they would like to see what if there is a computer fund, and what it would pay or not. Mr. LaVigne suggested that he ask Mr. Chris McCabe to attend a meeting so that he might be able to answer some of these questions.

### WODA

Mr. Robert Batchelor, Mr. Fred Wachtel, Mrs. Tiffany Swigert, Mr. John Tanoury, Attorney for WODA, Mr. Glenn Schultz, WODA, attended the meeting to discuss the WODA project in Coshocton County. Mr. John Tanoury stated that he was hoping to clarify the issue of the public dedication of the WODA Plat. He stated that he would like to request the Commissioners make the final determination on the plat dedication. This would involve the acceptance of the right-of ways, the acceptance of Reserve A and Reserve B and also the water lines, sanitary sewer lines and storm water drainage. They understand that the sidewalks and curbs are not dedicated within the right-of-way and the development would be required to maintain these. Mr. Shryock stated that with the water and waste water, those are normally accepted as dedicated lines once everything is up and

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## WODA Continued

running. We concur with the sidewalk and curbs. We will not dedicate these. Mr. Schultz stated that they understand the non acceptance of the sidewalks, but not the curbs. That is generally accepted by the entity that takes the street system. They have reinstated the sidewalks as requested, but he would still like to discuss the curbs. Mr. Shryock stated that presently he was not aware of any curbs being accepted in the county. Mr. Wachtel stated that we do have some curbs in Keene. Mr. Shryock stated that we will have to review this and get back with WODA. Mr. Shryock then stated that in regards to Reserve A and B, we have no problem accepting those with the maintenance agreement in place. In regards to the storm water, part of the water will drain across Mr. Richard Tompkins property. He asked if they have addressed this issue with Mr. Tompkins. Mr. Schultz stated that they have had some discussion with Mr. Tompkins, but the drainage will be draining from the canal not the WODA property. There is a pipe in place that they are going to replace to upgrade the storm water system. He stated that actually, the water will not be draining on to Mr. Tompkins. Mr. Tompkins has no issue with them increasing the pipe size. Mr. Shryock asked if there is some type of easement in place to take care of the maintenance of this pipe. Another issue is that an assessment be in place to pay for the maintenance and upkeep of the storm water system. They would like to see the assessment in place only on the houses from the Olde Hickory Subdivision. Mr. Tanoury agreed that there is statutory ability to put an assessment in place and if other properties are benefiting from the storm water system, then they should pay for the assessment as well. Mr. Shryock stated that the Commissioners will take exception to this as at this time there are no problems with storm water drainage and they do not feel it is fair to the residents that because WODA is impacting the area, that others should not have to pay for this responsibility. The Commissioners feel this can be taken care of by a sub-divider agreement. Mr. Tanoury stated that he does not know enough about the situation at this point. He understands what the Commissioners are indicating; he will reserve his comment until he can speak with his engineers. Mr. Shryock stated that the Commissioners do not have an issue taking on the responsibility of this storm water system as long as there is an agreement in place. Mr. Shryock then moved to the road dedication. He stated that this will have an impact on Tuscarawas and Keene Townships. Even though the road is being built to our standards, the road will be cut several times and it is a great concern of the townships and the Commissioners that this does not become a huge burden to them. The Commissioners will accept this road and dedicate it as long as there is monies set aside to address these issues. Mr. Tanoury stated that he researched this and the issue in Muskingum County dealt more with an error on their part in putting in the curbs. He stated that they will build the road in compliance with the requirement and once that is done and accepted, then it becomes the responsibility of the governmental entity. He stated however, that he will ask WODA about the Commissioners request. Mr. Schultz stated that he negotiated the curb issue with Muskingum County and the issue was that they were put in incorrectly. It was negotiated in order to help the township maintain the curbs until monies were collected through real estate taxes. Mr. Shryock stated that the curb issue is similar because Coshocton County does not have any or many curbs and this will be a similar issue for our townships. Mr. Schultz stated that they can take that back to WODA and discuss the issue. Mr. Shryock stated that we are willing to work with WODA, and dedicate this plat, but we need to work out these sub-divider agreements first. Mr. Tanoury stated that if they can get a copy of the sub-divider agreements then we can get working on this very soon. Mr. Shryock stated that we will get those agreements together. Mr. Schultz asked if they put the money up front for the curbs, will the county then consider accepting the curbs. Mr. Shryock stated that he Commissioners will consider that if they put money up front for that issue. That being all, the Commissioners thanked everyone for attending.

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## EMS – Contingency Plan

Mr. Bernie Minet and Mr. Todd Shroyer attended the meeting to discuss a contingency plan for the outbreak of a serious virus. Mr. Minet asked if he is able to contract employees in the event of a mass call-off due to a virus. Mr. Shryock stated that he feels that we may have to hire these employees under the county, but possibly waive the pre-employment screenings. Mr. Minet stated that he has contacts with other EMS agencies that he could call in case of an emergency. Mr. Shryock stated that the Commissioners agree with his thought process and if he can get us some names of temporary pre-hires and we will proceed from there.

## Executive session – Property Acquisition

At 11:33 a.m. Mr. Lee made a motion, seconded by Mr. Fischer to go into executive session with Mr. Bernie Minet and Mr. Todd Shroyer to discuss property acquisition. All vote aye. At 11:45 a.m. the meeting was returned to regular session. No action taken.

## OEPA – Fresno Loan Approval

Mr. Fischer made a motion, seconded by Mr. Lee to sign the Division of Environmental & Financial Assistance Water Pollution Control Loan Fund (WPCLF) Construction Application in the amount of \$829,929.00.

Vote:	Shryock	yea
	Fischer	yea
	Lee	yea

## Proclamation – Teresa Bradford

Mr. Lee made a motion, seconded by Mr. Fischer to sign a Proclamation in honor of her 31 years of service to the landowners of Coshocton County.

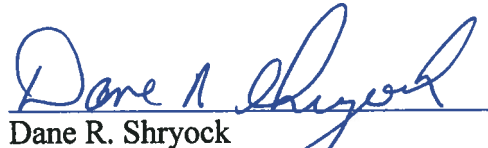
Vote:	Shryock	yea
	Fischer	yea
	Lee	yea

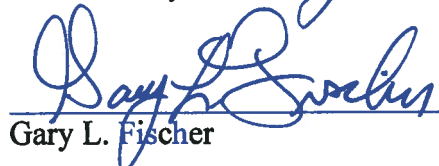
## Recess

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

## Adjourn

At 2:00 p.m. Mr. Shryock adjourned the meeting.

  
Dane R. Shryock

  
Gary L. Fischer

  
D. Curtis Lee

  
Administrator/Clerk

