

REGULAR MEETING #06-46
FAIRFIELD COUNTY COMMISSIONERS' OFFICE
NOVEMBER 7, 2006

PUBLIC VIEWING - BRIDGE VIO-48 REPLACEMENT PROJECT/STONECREEK DRIVE

The Board of Commissioners attended a viewing at the site on the proposed replacement of Bridge VIO-48 on Stonecreek Drive. Present at this viewing were Judith Shupe, Mike Kiger, Jon Myers and Jeff Baird.

REGULAR MEETING

A regular meeting of the Fairfield County Board of Commissioners was held on Tuesday, November 7, 2006, at 10:00 a.m. Present at this meeting were Judith K. Shupe, Mike Kiger and Jon D. Myers. Also present were Julia Hilty, Joy Davis and Jackie Long.

APPROVAL OF MINUTES FOR TUESDAY, OCTOBER 31, 2006

On motion of Mike Kiger and second of Jon Myers, the Board of Commissioners voted to approve the minutes as presented for Tuesday, October 31, 2006.

Roll call vote on the motion resulted as follows:

Voting aye thereon: Mike Kiger, Jon Myers and Judith Shupe

APPROVAL TO REQUEST DIRECTOR OF ODOT TO DECLARE REVISED PRIMA FACIE SPEED LIMIT - HILL ROAD NW, VIOLET TOWNSHIP - FAIRFIELD COUNTY ENGINEER

On motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve a request for the Director of ODOT to review the engineering and traffic studies and declare a revised prima facie speed limit on Hill Road NW, Violet Township as recommended by the Fairfield County Engineer (See Resolution 06-11.07.a)

Roll call vote on the motion resulted as follows:

Voting aye thereon: Jon Myers, Mike Kiger and Judith Shupe

APPROVAL OF CHANGE ORDER FOR 2006 RESURFACING PROJECT - FAIRFIELD COUNTY ENGINEER

On motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve a change order for the 2006 resurfacing project as requested by the Fairfield County Engineer (See Resolution 06-11.07.b)

Roll call vote on the motion resulted as follows:

Voting aye thereon: Jon Myers, Mike Kiger and Judith Shupe

APPROVAL OF ENGINEERING SERVICES FOR MINGO ESTATES SEWER IMPROVEMENTS - FAIRFIELD COUNTY UTILITIES

On motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve an engineering services agreement with Stilson for Mingo Estates Sewer Improvements as recommended by Fairfield County Utilities (See Resolution 06-11.07.c attached)

Roll call vote on the motion resulted as follows:

Voting aye thereon: Jon Myers, Mike Kiger and Judith Shupe

APPROVAL OF AMENDMENT TO PETITION TO COURT OF COMMON PLEAS TO APPOINT THE LAW FIRM OF SCHOTTENSTEIN, ZOX & DUNN AS SPECIAL COUNSEL - FAIRFIELD COUNTY UTILITIES

On motion of Mike Kiger and second of Jon Myers, the Board of Commissioners voted to approve an amendment to the petition to the Court of Common Pleas to appoint the law firm of Schottenstein, Zox and Dunn as special counsel for Fairfield County Utilities to add attorney Steve Forry (See Resolution 06-11.07.d attached)

Roll call vote on the motion resulted as follows:
Voting aye thereon: Mike Kiger, Jon Myers and Judith Shupe

APPROVAL OF REQUEST FOR PAYMENT AND STATUS OF FUNDS REPORT - FY2005 CDBG FORMULA PROGRAM DRAWDOWN

On motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve a request for payment and status of funds report for the FY2005 CDBG Formula Program drawdown (See Resolution 06-11.07.e attached)

Roll call vote on the motion resulted as follows:
Voting aye thereon: Jon Myers, Mike Kiger and Judith Shupe

APPROVAL OF REQUEST FOR PAYMENT AND STATUS OF FUNDS REPORT - CHIP FY2005 DRAWDOWN

On motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve a request for payment and status of funds report for the FY2005 CHIP program (See Resolution 06-11.07.f attached)

Roll call vote on the motion resulted as follows:
Voting aye thereon: Jon Myers, Mike Kiger and Judith Shupe

APPROVAL OF COORDINATION AGREEMENT BETWEEN FAIRFIELD COUNTY AND THE OHIO HISTORIC PRESERVATION OFFICE - ADMINISTRATION OF CDBG AND HOME-FUNDED ACTIVITIES

On motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve a Coordination agreement between Fairfield County and The Ohio Historic Preservation Office for administration of CDBG and HOME-funded activities (See Resolution 06-11.07.g attached)

Roll call vote on the motion resulted as follows:
Voting aye thereon: Jon Myers, Mike Kiger and Judith Shupe

APPROVAL OF IAS SUPPORT AGREEMENT - 2007 RENEWAL - REAL ESTATE AND COLLECTION SOFTWARE - FAIRFIELD COUNTY AUDITOR

On motion of Mike Kiger and second of Jon Myers, the Board of Commissioners voted to approve the 2007 renewal for the IAS Support Agreement for real estate and collection software as submitted by the Fairfield County Auditor (See Resolution 06-11.07.h attached)

Roll call vote on the motion resulted as follows:
Voting aye thereon: Mike Kiger, Jon Myers and Judith Shupe

APPROVAL OF ACCOUNT TO ACCOUNT TRANSFER - FAIRFIELD COUNTY DOMESTIC RELATIONS COURT

On motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve an account to account transfer for Fairfield County Domestic Relations Court (See Resolution 06-11.07.i attached)

Roll call vote on the motion resulted as follows:
Voting aye thereon: Jon Myers, Mike Kiger and Judith Shupe

APPROVAL OF AMENDED CERTIFICATE, UPDATED REVENUE AND APPROPRIATION FROM UNAPPROPRIATED - INDIGENT DEFENSE

On motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve an amended certificate, updated revenue and appropriation from unappropriated funds for Indigent Defense (See Resolution 06-11.07.j attached)

Roll call vote on the motion resulted as follows:
Voting aye thereon: Jon Myers, Mike Kiger and Judith Shupe

APPROVAL OF APPROPRIATION FROM UNAPPROPRIATED FUNDS AND ACCOUNT TO ACCOUNT TRANSFER - FAIRFIELD COUNTY JUVENILE COURT TITLE II FUND

On motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve an appropriation from unappropriated funds and account to account transfer for Fairfield County Juvenile Court Title II Fund (See Resolution 06-11.07.k attached)

Roll call vote on the motion resulted as follows:
Voting aye thereon: Jon Myers, Mike Kiger and Judith Shupe

APPROVAL OF ACCOUNT TO ACCOUNT TRANSFERS - FAIRFIELD COUNTY COMMISSIONERS

On motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve account to account transfers for the Fairfield County Commissioners (See Resolution 06-11.07.l attached)

Roll call vote on the motion resulted as follows:
Voting aye thereon: Jon Myers, Mike Kiger and Judith Shupe

APPROVAL OF ACCOUNT TO ACCOUNT TRANSFERS -COUNTY HOTEL LODGING - FAIRFIELD COUNTY AUDITOR

On motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve account to account transfers for County Hotel Lodging as submitted by the Fairfield County Auditor (See Resolution 06-11.07.m attached)

Roll call vote on the motion resulted as follows:
Voting aye thereon: Jon Myers, Mike Kiger and Judith Shupe

APPROVAL OF ADVANCE FROM GENERAL FUND TO FY2005 CHIP

On motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve an advance from the General Fund to the FY2005 CHIP (See Resolution 06-11.07.n attached)

Roll call vote on the motion resulted as follows:
Voting aye thereon: Jon Myers, Mike Kiger and Judith Shupe
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APPROVAL OF ADVANCE FROM GENERAL FUND TO FY2005 CHIP/HOUSING TRUST FUND

On motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve an advance from the General Fund to the FY2005 CHIP Housing Trust Fund

(See Resolution 06-11.07.o attached)

Roll call vote on the motion resulted as follows:

Voting aye thereon: Jon Myers, Mike Kiger and Judith Shupe

APPROVAL OF REPAYMENT OF ADVANCE MADE FROM THE GENERAL FUND TO FY2005 CHIP HOUSING TRUST FUND

On motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to accept repayment of an advance made from the General Fund to the FY2005 CHIP Housing Trust Fund (See Resolution 06-11.07.p attached)

Roll call vote on the motion resulted as follows:

Voting aye thereon: Jon Myers, Mike Kiger and Judith Shupe

APPROVAL OF AUTHORIZATION FOR PAYMENT OF BILLS FOR NOVEMBER 7, 2006

On motion of Mike Kiger and second of Jon Myers, the Board of Commissioners voted to approve authorization for payment of bills as presented for November 7, 2006 (See Resolution 06-11.07.q attached)

DISCUSSION

Commissioner Myers noted he would be abstaining on the payment of bills as the bill list includes a payment to "Fairfield Promotions", a company Commissioner Myers used to own but no longer does.

Roll call vote on the motion resulted as follows:

Voting aye thereon: Mike Kiger and Judith Shupe

Abstaining thereon: Jon Myers

REVIEW SESSION

The Board of Commissioners met at 10:15 a.m. to review correspondence and pending and future agenda items. Present at this review session were Judith Shupe, Mike Kiger, Jon Myers, Lancaster Mayor David Smith, Julia Hilty, Joy Davis and Jackie Long.

Mayor Smith stated the City of Lancaster is still interested in purchasing the county's surface parking lot on Chestnut Street for construction of a parking garage and asked if the Commissioners had further discussions regarding his offer of certain city lots. Commissioner Shupe stated that she's not certain that the offer of the city lot adjacent to Job and Family Services is any benefit to the county, since the county already uses it. Mayor Smith agreed with this assessment and suggested that the city and city schools lots on Walnut Street may be a better option based on their proximity to the space leased by the Prosecutor's Office. Mayor Smith added that he had introduced the idea of acquiring the school's lot to school administrators, but serious discussions were delayed because of the levy campaign. Commissioner Myers asked when the city would anticipate starting the project. Mayor Smith stated that the city would commission a feasibility study, estimated at \$20,000 to \$25,000, after ownership of the lot is obtained and then make final decisions based on the study's recommendation. Commissioner Myers asked if Mayor Smith has had discussion with City Council regarding the project. Mayor Smith indicated that he has had individual conversations with council members, but no discussions on the floor. Commissioner Shupe expressed
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concern that other people have expressed interest in acquiring the Chestnut Street lot for private developments in the past and the Commissioners turned down the offers. She asked what impact this project would have on private developers who needed the parking area to make their projects work. Mayor Smith stated that the city's garage would meet the needs of the private developers. Commissioner Myers stated that the Board has three concerns in considering this transaction: retention of a drive-thru for

child support and property tax payments; parking for county employees; and negotiating a reasonable price for the county property. Mayor Smith explained that the whole project requires a series of “dominoes” to be worked out for the benefit of all with the incentive of a lively downtown with longevity. While the city is hoping for a revenue-neutral project, even a negative cash flow would benefit the city by bringing more jobs to the downtown and generating additional income tax. He suggested that the county could purchase a kiosk structure that could be placed anywhere for its drive-thru customers. The county can sell the property to the city’s Port Authority without bidding, he added. Commissioner Shupe again expressed concern with the reactions of private developers who had expressed interest in acquiring the lot earlier. Mayor Smith stated that the whole idea is to make parking available and, if the city builds the garage, the downtown buildings will be more attractive to prospective buyers. Commissioner Shupe asked for clarification of the city’s offer. Mayor Smith stated the city is offering \$240,000. Commissioner Myers stated he would be interested in pursuing the offer if the county could acquire the Walnut Street lots, estimated at 26 spaces. Mayor Smith agreed to have further discussions with school administration regarding sale of their lot. The city’s offer could be reduced by the cost of the school lot, he added. He asked if there was any possibility of a combined city/county prosecution location. Commissioner Myers suggested that the entities pursue one thing at a time. Mayor Smith noted that the Municipal Court judges are concerned with court security and there is really no way to make City Hall secure. Discussion followed regarding co-location of the city and county prosecution. Commissioner Kiger asked if reduction of stormwater fees could be part of the parking lot negotiations. Mayor Smith responded that everything is negotiable and there are many options that can be factored in to the deal.

ANNEXATION PETITION - 4.879 ACRES GREENFIELD TOWNSHIP INTO THE CITY OF LANCASTER

Presented to the Board of Commissioners and entered into the journal is the petition to annex 4.879 acres of Greenfield Township into the City of Lancaster, an Expedited petition filed pursuant to O.R.C. Section 709.023 (see attached).

PUBLIC HEARING - PROPOSED REPLACEMENT OF BRIDGE VIO-48/STONECREEK DRIVE

The Board of Commissioners convened a public hearing on the proposed replacement of Bridge VIO-48 on Stonecreek Drive in Violet Township at 11:00 a.m. Present at this hearing were Judith Shupe, Mike Kiger, Jon Myers, Jeff Baird, William Yapple and Jackie Long. Commissioner Shupe asked the Clerk to read for the record the resolution of necessity and establishment of viewing and hearing on the proposed project. She then invited Mr. Baird to make a presentation on behalf of the Engineer’s Office. Mr. Baird stated that the existing bridge is in an advanced state of deterioration and replacement is necessary before the bridge becomes a hazard to the public and must be closed. Mr. Yapple stated the township has no comment and understands the project needs done. Mr. Baird explained that the new bridge will be a concrete box, which will have a longer life than the current structure. Commissioner Myers asked how much of an inconvenience motorists will experience with the closure during construction. Mr. Baird responded that the detour would not be that extensive. Mr. Yapple added that the only concern would be the fact that there is no traffic light at the south end of Stonecreek Drive, where traffic would be detoured, in a residential area. He asked when the project would be started. Mr. Baird estimated 2007. With no further comment to come before the Board, the hearing was adjourned at 11:10 a.m.

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MEETING WITH JEANETTE ADDINGTON

The Board of Commissioners met with Fiscal Consultant Jeanette Addington of Jones, Cochenour & Company for quarterly update at 11:30 a.m. Present at this meeting were Judith Shupe, Mike Kiger, Jon Myers, Jeanette Addington, Staci Knisley, Ed Laramee, Jon Slater and Jackie Long. Ms. Addington presented the Board with 3rd quarter General Fund expenditure and revenue reports. As of the end of September, General Fund expenses were at 73% with 81% encumbered and revenues were at 88%. These are good numbers, she stated, and will hopefully result in a healthy carryover for

2007. A meeting was scheduled for November 21 to discuss the final 2007 budget, as not all 2007 department requests have been submitted.

MEETING WITH DON RECTOR

The Board of Commissioners met briefly with Utilities Director Don Rector at 12:50 p.m. regarding refinancing of bonds. Present at this meeting were Judith Shupe, Mike Kiger, Jon Myers, Don Rector and Jackie Long. Mr. Rector stated he had reviewed the recent letter from Paul Stubbins of Seasongood & Mayer, which essentially reaffirmed the recommendations made by David Conley of Robert W. Baird more than six weeks ago, that the county could realize some significant savings in refinancing some of its bonds. He added that Mr. Conley's projections look even better than Mr. Stubbins' and agreed to follow-up with Mr. Conley on any remaining questions and concerns he has with timing and options. It was noted that the rates have actually dropped since Mr. Conley first made his recommendation, but this trend may not continue.

ECONOMIC DEVELOPMENT DIRECTOR INTERVIEW

The Board of Commissioners conducted an interview with Sherrie Lanier for the position of Fairfield County Economic Development Director at 1:00 p.m. Present at this interview were Judith Shupe, Mike Kiger, Jon Myers, Sherrie Lanier, Aundrea Cordle and Jackie Long. Ms. Lanier shared with the Board her experience and qualifications for the position. The Board explained that they have another interview scheduled for next week and would like to make a decision very soon.

ADJOURNMENT

With no further business to come before the Board, on motion of Jon Myers and second of Mike Kiger, the meeting was adjourned at 2:00 p.m.

Roll call vote on the motion resulted as follows:

Voting aye thereon: Jon Myers, Mike Kiger and Judith Shupe

Mike Kiger

Jon D. Myers

Judith K. Shupe

Jacqueline D. Long, Clerk

NEXT REGULAR MEETING SCHEDULED FOR TUESDAY, NOVEMBER 14, 2006, AT 10:00 A.M.