

**Regular Meeting #09-19
Fairfield County Commissioners' Office
May 12, 2009**

9:00 a.m. Soil & Water Conservation Quarterly Update

The Board of Commissioners met with County Soil & Water Conservation District Conservationist Perry Orndorff for a quarterly update on activities. Commissioners present were Judith Shupe, Jon Myers and Mike Kiger. Also present were SWCD Board member Joe Young, Natural Resource Conservation Service representative Dave Libben, Jason Dolin and Scott Zody.

Mr. Orndorff stated that he was present to provide an update on the first quarter of 2009 activities. Mr. Libben stated that sign-up deadlines for several Federal assistance programs, such as EQIP and WRP have been extended to the end of the month, and there is a focus on new farm operators, organic crops and forestry.

Commissioner Shupe asked if the Federal share was 75%, and Mr. Libben stated that it is, and the funds are delegated out to counties on a formula, and they are hoping to receive some air quality funding as well, since Fairfield County is within an attainment zone.

Mr. Orndorff stated that programs such as EQIP are fairly stable, but there is some concern regarding the recently announced budget cut proposals by President Obama. Commissioner Myers stated that county support for the programs may be stretched as well, depending on how the state biennial budget comes out. Commissioner Shupe agreed, stating that the budget guidance the Board is asking county agencies to follow is no growth, although some elected officials have the ability to mandate their budgets, which may cause cuts to other agency budgets.

Mr. Orndorff stated that the SWCD had received a 92% match in 2008, but expects that to go down to 75-80% in 2009. Mr. Orndorff noted that they have made some staffing adjustments to compensate for the reduced state funding, and expects to come through the year without any major concerns. Commissioner Myers asked if the SWCD office was on the county health insurance system, and Mr. Orndorff stated that they were, and appreciated the insurance offered.

Mr. Orndorff reviewed some new initiatives the office is working on, stating that the new Global Positioning Satellite (GPS) survey system they purchased with the county Utilities Office has been of great benefit, and they have been assisting some of the smaller villages in the county with survey needs. Commissioner Myers asked if there were any liability issues, and Mr. Orndorff stated that they try to be careful and not stretch their engineer's capabilities or exceed their service, so they limit their assistance to field work only.

Commissioner Myers asked how the system worked, and Mr. Orndorff stated the unit linked up through a cell phone, and the technicians would call a number at ODOT to access the server and would walk the area to be surveyed together. Mr. Libben stated the accuracy of the unit can be measured down to inches, and Mr. Young stated the speed of the system is nearly real time. Mr. Orndorff stated the system has greatly improved efficiency of the technicians, and they can now finish a job in 1-2 hours that used to take all day.

Mr. Orndorff stated his office is working with the Utilities office to find a composting facility for their sewage sludge, as it is becoming more difficult to find properties to land-apply the material. The other benefit might be to develop methods to compost other materials.

Regarding the Sensory Trail, Mr. Orndorff stated that they have been doing some plantings and have installed the recycled content benches and trash receptacles the

county provided. Mr. Libben added that Lowe's has been very helpful and has made the Trail one of their local priorities, and will provide \$10,000 in material and labor for each of the next 3 years.

Mr. Orndorff stated that he is applying for a grant through the Fairfield Foundation to purchase and install some outdoor musical instruments along the Trail, and is working to secure donations for the treehouse that would be installed behind the Ag Center.

Commissioner Myers asked how much it would cost to install a bridge to cross the stream to get to the treehouse, and Mr. Orndorff stated that the city has used a preformed box culvert structure on their multi-use paths, and he hopes to use something very similar, but the structure would cost approximately \$100,000.

Mr. Orndorff stated that he would like the Board to consider providing an automatic defibrillator for the Ag Center, as many of their customers and users are older and he is concerned about the potential for someone to suffer a heart attack. Commissioner Kiger stated there are liability issues with the portable units, and asked if the SWCD staff was trained in CPR. Mr. Orndorff stated that his staff is trained in CPR and goes through refresher training every 2 years, and Mike Tharp just completed a training class for the staff.

Commissioner Myers asked what the cost of the unit would be, and Commissioner Kiger stated that he thought they cost around \$2,500, and he would be happy to meet with Mr. Orndorff and Mr. Dolin to discuss the issue.

Commissioner Myers asked if a date had been set for the SWCD Annual meeting, and Mr. Orndorff stated that the meeting will be held on Wednesday, September 9th at Alley Park, as people seem to like that location. Commissioner Myers asked if any presentations had been scheduled, and Mr. Orndorff stated that they are considering some pollinator projects to help assist beekeepers in the county.

9:30 a.m. Investment Advisory Board Meeting

A quarterly meeting of the Investment Advisory Board was convened in Commissioner Shupe's Office. Board members present were County Treasurer Jon Slater, Commissioner Judith Shupe and Commissioner Mike Kiger. Also present were Commissioner Jon Myers, Jason Dolin and Scott Zody.

Mr. Slater provided an overview of the first quarter 2009 investment returns, stating that returns were pretty dismal compared to the past few years. As of the end of March, the county investments earned \$253,000. Commissioner Shupe asked what the target was for 2009 earnings, and Mr. Slater stated that it was over \$1 million, but it depends on what happens with the overnight rates as to whether they will reach that target or not. Park National Bank is paying comparatively good rates right now – double what STAR Ohio is offering.

Mr. Slater stated that as of the end of April, total interest earned is \$460,000, and he believes the county will earn more than the \$1 million target, but not much more. Fortunately, the county has maintained a fairly strong cash balance and that helps to have more to invest.

Commissioner Myers asked what the rates currently were, and Mr. Slater stated that he just put some funds into a 19-month CD that is offering 1.9%, and Park National's overnight rate is currently 0.67%.

On the motion of Mike Kiger and second of Judith Shupe, the Board voted to accept the report.

Roll call motion of the vote resulted as follows:

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

10:00 a.m. Commissioners' Regular Meeting

A regular meeting of the Fairfield County Board of Commissioners was held on Tuesday, May 12, 2009 beginning at 10:00 a.m., with the following Commissioners present: Jon Myers, Mike Kiger and Judith Shupe. Also present were Michelle George, Jason Dolin and Scott Zody.

Announcements

There were no announcements.

Public Comment

There were no public comments.

Approval of minutes of Tuesday May 5, 2009

On motion of Mike Kiger and second of Jon Myers, the Board of Commissioners voted to approve the minutes for Tuesday, May 5, 2009.

Roll call vote of the motion resulted as follows:

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

Approval of Proclamation fo Recognition – Fairhope Hospice 25th Anniversary

On motion of Jon Myers and second of Mike Kiger the Board of Commissioners voted to approve a Proclamation of Recognition for Fairhope Hospice on their 25th Anniversary, see resolution 09-05.12.a

Roll call vote of the motion resulted as follows:

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

Approval of Contract and Approval of Notice to Proceed and Notice of Commencement – CDBG FY2007 Fairfield County, Violet Township – multi-use path and curb project

On motion of Mike Kiger and second of Jon Myers, the Board of Commissioners voted to approve a Contract and Approval of Notice to Proceed and Notice of Commencement – CDBG FY2007 Fairfield County, Violet Township – multi-use path and curb project, see resolution 09-05.12.b

Roll call vote of the motion resulted as follows:

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

Approval of Peyton Ridge – Final Plat and establishment of Drainage Maintenance District for Spring Creek/Peyton Ridge (Southerly Maintenance Area)

On motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve Peyton Ridge – Final Plat and establishment of Drainage Maintenance District for Spring Creek/Peyton Ridge (Southerly Maintenance Area), see resolution 09-05.12.c

Roll call vote of the motion resulted as follows:

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

Approval of Establishing and renaming a portion of a public road, Busey Road NW (TR216) in Violet Township, and set a date for a Commissioner's viewing and hearing

On the motion of Mike Kiger and second of Jon Myers, the Board of Commissioners voted to approve Establishing and renaming a portion of a public road, Busey Road NW (TR216) in Violet Township, and set a date for a Commissioner's viewing and hearing, see resolution 09-05.12.d

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

Approval of Appointment of Ira Weiss as a Member to the Fairfield County Visitor & Convention Bureau Board

On motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve the appointment of Ira Weiss as a Member to the Fairfield County Visitor & Convention Bureau Board, see resolution 09-05.12.e

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

Approval of a Purchase of Service Contract by & between Fairfield County Job & Family Services and Jason Condrac

On the motion of Mike Kiger and second of Jon Myers, the Board of Commissioners voted to approve a Purchase of Service Contract by & between Fairfield County Job & Family Services and Jason Condrac, see resolution 09-05.12.f

Commissioner Kiger stated the contract was funded with pass-through dollars and JFS would incur no costs.

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

Approval of Notice of Commencement for the 2009 Spraying for Weed Control Contract – Engineer

On the motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve the 2009 Spraying for Weed Control Contract for the County Engineer, see resolution 09-05.12.g

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

Approval of Engineer Resolutions

On the motion of Mike Kiger and second of Jon Myers, the Board of Commissioners voted to approve resolutions for the County Engineer as follows:

- 09-05.12.h Approval of Notice of Commencement for the GRE-21 FAI-C54-1.03 City of Lancaster Campground Road over Hocking River Bridge Replacement Project - Engineer
- 09-05.12.i Approval of contract with DGM, Inc., for the GRE-21 FAI-C54-1.03 City of Lancaster Campground Road over the Hocking River Bridge Replacement Project - Engineer
- 09-05.12.j Approval of Contract with DeAngelo Brothers, Inc., for the 2009 Spraying for Weed Control Project - Engineer

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

Approval of Advance from the General Fund to EMA – Fund 2722 – FY2008 Citizen Corps Program Grant

On the motion of Jon Myers and second of Mike Kiger, the Board of Commissioners voted to approve an Advance from the General Fund to EMA – Fund 2722 – FY2008 Citizen Corps Program Grant, see resolution 09-05.12.k

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

Approval of Financial Resolutions

On motion of Mike Kiger and the second of Jon Myers, the Board of Commissioners voted to approve financial resolutions as follows:

- 09-05.12.m Approval of Reduction in Estimated Receipts 2092 – FY2007 Citizens Corps/EMA
- 09-05.12.n Approval of Account to Account Transfer – Child Support Enforcement Fund – Fairfield County Job & Family Services
- 09-05.12.o Approval of Account to Account Transfer – Public Assistance Fund – Job & Family Services
- 09-05.12.p Approval of Account to Account Transfer & Appropriate from Unappropriated – Commissioners – RLF/EDA
- 09-05.12.q Approval to Appropriate from Unappropriated – 5044 Sewer District Fund - Utilities
- 09-05.12.r Approval to Appropriate from Unappropriated – 5046 Water District Fund - Utilities
- 09-05.12.s Approval to Appropriate from Unappropriated – EMA General Fund
- 09-05.12.t Approval to Appropriate from Unappropriated – EMA – Citizens Corps

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

Approval of Payment of Bills

On motion of Jon Myers and the second of Mike Kiger, the Board of Commissioners voted to approve the authorization for payment of bills May 12, 2009, check date May 15, 2009, see resolution 09-05.12.u

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

Review Session

The Board of Commissioners met to review legal issues, correspondence, and pending and future action items. Commissioners present were Judith Shupe, Jon Myers and Mike Kiger. Also present were Ed Laramée, Joe Spybey, Tony Vogel, Jason Dolin and Scott Zody.

Mr. Dolin stated that most of the pending legal issues he has been working on will be discussed at later meetings in the day.

Mr. Spybey stated that he needed some guidance from the Board relative to the Decorative Arts Center wall, particularly as to whether he should continue to pursue obtaining final design specifications to determine repair costs. Commissioner Shupe asked what the cost would be to obtain that information, and Mr. Spybey estimated it

would cost approximately \$5,000, and he is due to meet with the structural engineer today. The Board instructed Mr. Spybey to proceed with obtaining the estimate.

Mr. Spybey stated that the Master Gardeners will be coming to plant and prune around the Courthouse soon, and he would like to do something to recognize the group for their efforts over the years, such as a plaque that could be placed at the Courthouse or Ag Center. Commissioner Myers asked if there would be a good location to place such a sign, and Commissioner Shupe suggested placing a plaque outside the Courthouse. Mr. Spybey stated he would draft a recommendation for the Board to consider.

Commissioner Kiger stated that he would like to meet with Mr. Spybey and Mr. Dolin to discuss the SWCD request for a portable defibrillator at the Ag Center. Mr. Spybey stated that he is also working on permits for a couple of underground storage tanks, one of which is at the airport, and asked if the Board knew if that tank was owned by the county or by the airport, as it is listed under Fairfield Air Adventures. Commissioner Kiger suggested Mr. Spybey contact Dave Scheffler on the Airport Board to clarify.

Regarding a letter the Board received relative to payment of Workers' Compensation premiums for a grant employee of the Prosecutor's Office, the Board directed Mr. Zody to check with the Prosecutor to see if he has any other available funds to cover those costs, as the unappropriated General Funds are extremely low at this point.

The Board discussed a request from a Jack Cheney in Millersport relative to his request to replace an existing dock that would be less than 15 feet from a county owned fire alley right of way. The Board suggested Mr. Zody verify the location and distance of the dock from the right of way prior to approving a waiver for Mr. Cheney.

The Board directed Mr. Zody to coordinate with County Human Resource Director Aundrea Cordle on potential Community Care Day projects for county employees.

The Board directed Mr. Zody to work with Christina Foster to develop a mileage chart for employees to utilize to determine mileage reimbursements for business travel.

For the Record

Mr. Zody reported that he had received an annexation petition from the City of Pickerington to annex 4.088 acres of city-owned land in Violet Township into the City under the expedited process of Ohio Revised Code 709.16.

10:30 a.m. Meeting with Tony Vogel

The Board of Commissioners met at 10:30 a.m. with County Utilities Director Tony Vogel for a financial update and discussion of pending issues. Commissioners present were Judith Shupe, Jon Myers and Mike Kiger. Also present were Ed Laramée, Jason Dolin and Scott Zody.

Mr. Vogel stated the first issue he wished to discuss with the Board involves the Carroll sewer line project. Mr. Dolin stated the main issue is addressing the need for the Village to obtain a permanent easement for the sewer line where it runs under the CSX-owned railroad line. Commissioner Myers asked if the line is already installed, who gave permission for that to occur, and Mr. Dolin stated that the Village had obtained a license agreement from the line operator, the Indiana & Ohio Rail Company, but the license agreement is temporary and has a 30-day cancellation clause, which is wholly inadequate for the county's needs.

Commissioner Myers asked if there was any alternate route to going under the rail line, and Mr. Vogel stated there is not, and since the line is already installed, it's better to try to obtain the easement. The Village is obligated to obtain the easement for the county under the funding agreement, and until they obtain the easement, Mr. Dolin would

advise the county not to transfer its \$500,000 cost share for the project or take ownership of the line.

Mr. Vogel stated that he and Mr. Dolin are working together and he has contacted CSX real estate division to try to obtain the easement, but they are being told it will take at least 30-60 days, if not longer, and the contractor that installed the sewer line is becoming impatient and wants to be paid for their work. The Village has proposed renegotiating the license agreement with Indiana & Ohio to obtain a longer than 30 day cancellation clause, but Mr. Dolin believes it is better to pursue a permanent solution.

Mr. Dolin stated that, depending how negotiations with CSX proceed, the county could ultimately exercise eminent domain action against the railroad, but doubts it would come to that point. Additionally, there would be no "quick-take" authority such as the Engineer has for roadways, and such a process could drag on for a couple of years.

Commissioner Shupe asked that it is Mr. Dolin's opinion that the county should hold payment to keep pressure on the Village to obtain the easement, and Mr. Vogel stated that he must have a permanent easement for the line, and the Village was told very clearly and early in the process that they needed to obtain an easement, they just went the easy way and obtained the license agreement, which is inadequate.

Mr. Dolin added that the county really has no official standing, and the issue involving payment to the contractor is the Village's concern, but he and Mr. Vogel have taken the initiative to try to resolve the problem since the Village has not acted to rectify the situation.

Commissioner Shupe asked if it is fair to withhold the payment, and Mr. Laramée stated that he was the first person to advocate withholding payment, as the county should not be accepting the line with outstanding obligations and until the Prosecutor is satisfied that the county is not exposed to liabilities.

Commissioner Myers asked how far the project is along towards completion, and Mr. Vogel stated that the project should be completed July 1. Mr. Laramée reiterated that this is the Village's obligation, not the county.

Commissioner Myers asked if the agreement with the Village specifies they obtain a permanent easement, and Mr. Dolin stated the agreement requires a solution that is satisfactory to the county, and a license agreement is not satisfactory. In addition, construction should not have commenced on the project until all items in the agreement had been satisfied.

Mr. Vogel stated that he hopes to have the issue resolved sooner rather than later. Commissioner Myers asked if there is any reason CSX would not agree to cooperate, and Mr. Dolin stated there is no reason that he can think of. Commissioner Myers asked if it should not be the responsibility of the Village and their solicitor to be in contact with CSX, and Mr. Zody stated it should, but the Village has not taken action and without the county becoming involved, the issue would not be progressing.

Commissioner Myers stated that if the funds are not transferred from the county, the contractor would sue the Village, not the county. Mr. Dolin stated that is correct, but the Village could turn around and sue the county in a countersuit, which would be unproductive and time-consuming.

Mr. Vogel added that part of the problem is that the Village has been promising payment to the contractor for the past two months, knowing full well that the county was unwilling to transfer the funds.

Mr. Dolin stated that if the county is receiving no help from the Village now, without transferring the funds, we should not expect them to help after the county transfers the funds. Commissioner Kiger asked if future agreements/contracts would tighten down

the language relative to obtaining permanent easements, and Mr. Vogel stated there are a couple of issues that have arisen from this issue that will be addressed in any future cooperative projects.

Mr. Vogel provided an update on his budget, stating that he has stable cash balances in his Water and Sewer funds, and his Bond fund is capable of maintaining bond payment obligation, even though the agency's bonded indebtedness is at its highest level ever.

Commissioner Myers asked if there has been any new sewer taps brought on line this year, and if Mr. Vogel budgeted for any new taps. Mr. Vogel stated that he planned for no new taps, and there have been a few, but he has seen an increase in revenue due to late payments and reactivation of service due to shut-offs.

Mr. Vogel stated that another issue that he needs to brief the Board on involves a Stormwater Utility Area in Liberty Township that encompasses a subdivision called Robinwood Acres. Mr. Vogel stated that last year, he used most of the remaining funds in the assessment fund to clean out a drain tile from the subdivision that had become plugged and was causing raw sewage to back up into the homes. All of the homes in the subdivision are on aerator systems that drain into this tile, and the assessment was to maintain this drainage, but the funds have now been exhausted and the assessment needs to be renewed in order to pay for needed repairs and secure an easement for the drainage line.

Mr. Vogel stated that because the repair needs are immediate, he would propose the General Fund front the repair money and be repaid out of the new assessment. Commissioner Myers asked why this would not be a project for the Utilities funds to handle, and Mr. Vogel stated it is not really his responsibility because Robinwood is not part of the county utility system, he has become the default entity to be able to affect repairs. It is a stormwater and Department of Health issue.

Commissioner Myers asked how many homeowners are in the subdivision, and Mr. Vogel stated there are 18. Commissioner Myers asked how much the assessment would be for each home, and Mr. Vogel stated it would cost between \$100-150 per year for 10 years to cover the repairs and rebuild the fund. Mr. Zody added that the alternative would be to run sanitary sewer lines to the subdivision, which would result in a cost of approximately \$20,000 per home. Mr. Vogel stated this is a temporary fix meant to last 10 years or until development catches up with the area and makes sanitary sewer more affordable to run.

Commissioner Kiger asked how much the repairs would cost, and Mr. Vogel estimated between \$10,000-15,000. Mr. Zody asked what is needed – a Stormwater Utility Area or a Drainage Maintenance District, and Mr. Vogel stated that he would prefer to continue to utilize the Stormwater Utility Area as it currently exists, rather than convert to a DMD. Mr. Dolin added that the subdivision should have been established as a DMD, but because there was an immediate need to address drainage back in 1997 when this was formed, a Stormwater Utility Area was utilized instead.

Mr. Vogel provided the Board with an update on the Pleasant Run Wastewater Treatment project, stating that he has found a landowner willing to sell him a piece of their property to site the facility, and he will need to obtain easements from three other landowners for the sewer lines and road access, but it should be a more acceptable solution for the area residents than his initial proposed location. Mr. Vogel did inform the Board that one neighboring landowner is unhappy with the proposal and indicated that he would be sending a letter to the Commissioners.

11:00 a.m. Meeting with Dr. Vajen, Phil Johnson

The Board of Commissioners met at 11:00 a.m. with County Coroner Dr. Thomas Vajen and County Jail Administrator Phil Johnson to discuss an agreement to provide medical

services at the county jail facilities. Commissioners present were Judith Shupe, Jon Myers and Mike Kiger. Also present were Ed Laramee, Jason Dolin and Scott Zody.

Commissioner Shupe stated the meeting is timely, as the Commissioner's just received a bill for \$14,000 from Fairfield Medical Center for treating an inmate. Dr. Vajen stated that was an inmate who suffered a badly broken ankle, and he and Mr. Johnson believe it was done deliberately by another inmate at the behest of the inmate whose ankle was broken. Mr. Johnson agreed, stating that several other inmates have informed him that the inmate in question asked several other inmates to break his ankle, and they refused.

Mr. Dolin provided a draft agreement that he and Mr. Johnson have been working on for Dr. Vajen's services. Mr. Dolin believes the main issue that needs resolved is determining the proper amount of sick calls that need to be held each week. Under the Ohio Administrative Code, the correct number is based upon the average daily population of the full service jail. Mr. Dolin stated one other issue is to determine Dr. Varney's role.

Dr. Vajen stated that he basically inherited the jail when first elected Coroner, and has been doing sick calls one day per week until recently, when he started conducting two sick call days per week. Commissioner Kiger asked if the staff nurse can conduct sick calls, and Dr. Vajen stated that it is a matter of interpretation with respect to the Revised Code. Mr. Dolin stated that the code requires a physician and/or qualified health care professional conduct sick call, but "qualified health care professional" is not defined.

Dr. Vajen stated that the nurse can diagnose inmates, but cannot prescribe medication, and to complicate matters some inmates abuse themselves in an attempt to get out of jail. A Nurse Practitioner or Physician Assistant would probably be needed in the future to meet the growing needs for treatment, especially if sick call needs to be increased to 3 days per week.

Dr. Vajen stated that Licking County has a full time doctor that conducts 2-4 sick calls per week, but Muskingum County only does sick call one day per week. Commissioner Kiger asked what is the current Average Daily Population (ADP) for the jail, and Mr. Johnson stated it is approximately 180. Commissioner Kiger stated that earlier in the year, the Public Safety Committee had been informed that the ADP was over 220, and the jail would have to release prisoners – how is it possible to have decreased so much so soon?

Mr. Johnson stated that the ADP for the jail in 2008 was 200, and currently it is 180. It is normal for the population to decline in the winter and early spring, and increase throughout the summer into fall. For example, 2 weeks ago there were 95 inmates in the Main jail, today that number is less than 80. Commissioner Kiger stated the averages were much higher, even in the Needs Assessment for the jail. Commissioner Myers stated that the courts have been trying hard to utilize alternative sentencing, such as electronic monitoring, to reduce the jail population, and that may have some effect. Commissioner Kiger stated that with plans for the new Public Safety Facility, sick call would likely increase to 3-5 days per week with a full facility.

Dr. Vajen stated that, with respect to Dr. Varney, he has been providing backup for Dr. Vajen for vacation, sick leave or other required absences, and Dr. Vajen has been paying him out of his own stipend. He would prefer to have Dr. Varney on his own contract.

Mr. Johnson stated that the Minimum Security Jail and Main Jail have different operating standards, and stated that depending on how a full service jail is defined under the code, the number of sick calls could be dependent upon the ADP of the Main Jail only. Dr. Vajen stated that he does sick call at both facilities regardless.

Commissioner Myers asked if Dr. Vajen's contract was good through the end of the year, and Dr. Vajen stated that it is, but he was hopeful that any changes could be

implemented sooner. He added that he believes the county should hire a full time doctor for the jail, especially with the increase in the number of inmates requiring detox services for drugs and alcohol. In the meantime, his intention is to have Dr. Varney take over one sick call per week plus cover Dr. Vajen's absences.

Commissioner Myer if Dr. Varney is new to the area, and Dr. Vajen stated that he has a family practice located near the Meijer store, and has been in the area for approximately 5 years, and has prior military experience, which helps him deal with the institutional issues of the jail.

Adjournment

With no further business to come before the Board, on the motion of Jon Myers and the second of Mike Kiger, the Board of Commissioners voted to adjourn at 11:50 a.m.

Roll call vote on the motion resulted as follows:

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

Mike Kiger
Commissioner

Jon D. Myers
Commissioner

Judith K. Shupe
Commissioner

Scott Zody, Clerk/Manager

THE NEXT REGULAR MEETING OF THE COMMISSIONERS' IS SCHEDULED FOR TUESDAY MAY 19, 2009 AT 10:00 A.M.