

~ The Athens County Board of Commissioners held a Public Comment period on the application for a new injection well permit in Athens County by K & H Partners.

The meeting took place on Tuesday, December 18th at the Athens Community Center on East State Street from 6:00 to 7:30 p.m. Public comments were collected to be submitted to the Ohio Department of Natural Resources.

Public Comment Period K&H Injection Well Permit - Rec Center

REGULAR SESSION

Agenda

THE BOARD OF ATHENS COUNTY COMMISSIONERS, met in regular session December 19, 2018 , with Lenny Eliason presiding, Charlie Adkins and Chris Chmiel in attendance.

A motion was made by Mr. Chmiel and seconded by Mr. Adkins to approve the following agenda:

ATHENS COUNTY BOARD OF COUNTY COMMISSIONERS

Meeting Agenda for Dec. 19, 2018 - Convenes at 9:30 a.m. (Meeting changed from Dec. 18th)

Approve Agenda

Approve Appropriations, Transfers, New Line Items Requests/Changes

New Fund & Line Items: (additional)

DJFS - Grants various - RCIF		
Receipts	571.2571.412517	Grants-Variou
Planner		
Expenditures	506.2506.530100	Contract Services
	506.2506.560100	Other Expense
Receipts	501.2501.412583	Hazard Mitigation Plan Grant
	501.2501.412584	R.A. CDCA Communities Grant
Expenditures	501.2501.510202	Assistant Salary
	501.2501.522102	Assistant Medicare
	501.2501.524112	Assistant Workers Comp
	501.2501.252112	Assistant OPERS
	501.2501.520112	CORSA
ODOT Chauncey Bikeway Extension		
Receipts	510.2510.412500	Grant
	510.2510.417111	County Match

Expenditures 510.3510.530280 ODOT Chauncey P1County Match

Chauncey Bike Route

Receipts 509.2509.412500 QBP Grant Chauncey Bike
Route/share the Road
4th & Sycamore Streets Crosswalk

Expenditures

509.3509.530100 Contract Services
509.3509.500100 Other Expenses

Engineer 491 Road Fund

Expenditures 491.1301.560206 Snow and Ice Removal
491.1301.560207 Maint. Garage Expenses
491.1301.540203 Equipment Parts
491.1301.530265 Equipment Rental
491.1300.560208 General Fund Expenses

Approve Bills

- 09:30 Law Library - Budget
- 09:35 Sheriff - Budget / Dog Shelter Resolution
- 09:45 DJFS - Jean Demosky
- 10:00 Frank Lavelle - Update on Sewer Project - HDR Inc., Kyle Schwieterman - ACWSD Supt. Rich Kasler
- 10:15 Pros. Atty - Budget
- 10:30 EMS - Budget
- 10:45 Common Pleas- Budget
- 11:00 Jeff Maiden - Budget
- 11:15 Soil & Water - Budget
- 11:30 Tina Willis - Clerk of Courts - Budget
- 11:45 ACCS - Otis Crockron / Cathy Hill
- 02:15 ACWSD - Budget
- 02:30 Board of Elections
- 02:45 Planner - Budget
- 03:00 Auditor - Budget
- 03:15 911 Aaron Maynard
- 03:30 Treasurer - Budget
- 03:35 Dog Shelter - Budget

~ AGENDA ITEMS

- Amended Certificate
- Temporary Certificate dated December 19th, 2018
- Temporary Certificate dated December 27th, 2018
- Utility Permit
- Data Board Recommendations
- EMA Posting
- Donated Land Glouster, Ohio
- Law Library Appointment
- ACCS Board Appointment
- Annexation Petition
- ODNR Resolution/Letter
- General Warranty Deed

~TRAVEL

JoAnn Rockhold and Pam Pierson, EMA Quarterly meeting, Nelsonville, Ohio - December 14, 2018

~ RECESS

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the Appropriations, Transfers, New Line Items Requests/Changes submitted and processed through the Auditor's Office by various Departments. Dated: December 13th - 19th 2018, Budget Transfers and Amendments. Copies on file in Commissioner's Office.

Approp. Transfers. New Line Items

(Additional): New Fund & Line Items:

DJFS - Grants various - RCIF		
Receipts	571.2571.412517	Grants-Variou
Planner		
Expenditures	506.2506.530100	Contract Services
	506.2506.560100	Other Expense
Receipts		
	501.2501.412583	Hazard Mitigation Plan Grant
	501.2501.412584	R.A. CDCA Communities Grant
Expenditures		
	501.2501.510202	Assistant Salary
	501.2501.522102	Assistant Medicare

	501.2501.524112	Assistant Workers Comp
	501.2501.252112	Assistant OPERS
	501.2501.520112	CORSA
ODOT Chauncey Bikeway Extension		
Receipts	510.2510.412500	Grant
	510.2510.417111	County Match
Expenditures	510.3510.530280	ODOT Chauncey P1County Match
Chauncey Bike Route		
Receipts	509.2509.412500	QBP Grant Chauncey Bike
		Route/share the Road
		4th & Sycamore Streets Crosswalk
Expenditures		
	509.3509.530100	Contract Services
	509.3509.500100	Other Expenses
Engineer 491 Road Fund		
Expenditures	491.1301.560206	Snow and Ice Removal
	491.1301.560207	Maint. Garage Expenses
	491.1301.540203	Equipment Parts
	491.1301.530265	Equipment Rental
	491.1300.560208	General Fund Expenses

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the payment of the required County Bills, which are included in the Auditor's Office INVOICE TRACKING REPORT - From: December 13, 2018 To: December 19, 2018 and the bills are hereby the same and authorize the County Auditor to issue warrants on the County Treasurer for payment in the same. Complete list of bills maintained in the Auditor's office.

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

Bills

~ Budget Hearings: The following Departments were present for their 2019 Scheduled Budget Hearings:

Law Library; Sheriff; DJFS; Prosecuting Attorney; ACEMS; Common Pleas; Engineer; Soil & Water; Clerk of Courts; Athens Water & Sewer Dept.; Board of Elections; County Planner; Auditor; 9-1-1; Treasurer, Dog Shelter.

2019 Budget Hearings

~ Discussion with County Sheriff Rodney Smith regarding his appointment as Dog Warden along with a Deputy's supervision over the Shelter along with a Judge appointed Humane Officer. Also discussed was his desire to meet with the Friends of the Shelter Group in order to work with them to do what is best for the dogs and the running of the shelter.

Dog Shelter / Sheriff Resolution - Appt. As Warden

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the following Resolution appointing the Sheriff as Dog Warden:

**RESOLUTION NO.
RESOLUTION AUTHORIZING THE APPOINTMENT OF THE ATHENS COUNTY SHERIFF AS COUNTY DOG WARDEN**

The Board of County Commissioners of Athens County ("Board"), Ohio met in regular session on December 19, 2018 with the following members present: Lenny Eliason, Chris Chmiel, and Charlie Adkins.

Commissioner Chmiel, moved for adoption of the following resolution:

WHEREAS, R.C. § 955.121 authorizes the Board to appoint the county sheriff to enforce sections 955.01 to 955.27 and 955.50 to 955.53 of the Revised Code;

WHEREAS, the Board believes that it would be in the best interests of Athens County to appoint the Athens County Sheriff as Dog Warden and to further enter into an Agreement for Dog Warden Responsibilities with the Athens County Sheriff;

WHEREAS, the Athens County Sheriff wishes to be appointed as Dog Warden for Athens County, Ohio;

WHEREAS, the Board and the Athens County Sheriff, pursuant to R.C. § 955.121, wish to enter into a two (2) year written agreement for the purpose of establishing the parties' duties and responsibilities upon the Athens County Sheriff being appointed Dog Warden;

NOW THEREFORE BE IT RESOLVED, the Board hereby declares the Athens County Sheriff to be appointed as the Athens County Dog Warden for a period of two (2) years;

BE IT FURTHER RESOLVED THAT, that the Board is hereby authorized to execute and acknowledge an Agreement establishing the terms, conditions and responsibilities of the Board and the Athens County Sheriff; and

BE IT FURTHER RESOLVED THAT, that the Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board that resulted in formal actions were in meeting open to the public in compliance with the law including Section 121.22 of the Ohio Revised Code.

Commissioner Adkins, seconded the motion.
All in favor, Eliason, aye, Chmiel, aye, Adkins, aye.

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

~ DJFS - Agenda for Discussion

COMMISSIONERS

12-19-18

ACDJFS

1. Contracts

2. Updates

a. Food Drive

b. Moves - Have officially moved the social program coordinators over to the Ohio Means Jobs. Discussion of possible mobile unit to make services more accessible.

c. Vacation

3. Personnel

a. Reorganization - At this time, employees and duties have been re-assigned since Mr. Galbraith's resignation.

4. Budget

Commissioner Chmiel discussed the possibility of the WIOA Office moving from the Denver White Building to the Innovation Center where they have office space available if needed. He will check into this option further.

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approved DJFS Dir. Jean Demosky to draft a Thank You Resolution to send to THE COMMUNICATIONS WORKERS OF AMERICA, AFL-CIO for the donations for the very successful Food Drive.

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

A motion was made by Mr. Adkins and seconded by Mr. Eliason authorizing the signature of DJFS Director, Jean Demosky on the Ohio Department of Job and Family Services Inter-County Agreement and Certification Release and Acceptance of Funds in compliance with rule In compliance with rule 5101 :9-6- 82 of the Administrative Code, the Athens Co. JFS agrees to accept the exchange of funds as enumerated below from the Meigs Co. JFS:

SECTION II: ACCEPTANCE OF FUNDS

Funding Source

Accepted Amount

TANF Regular JFSCATFR JFSCTF18

\$14,500.00

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

DJFS - Agenda for Discussion

DJFS - Director Demosky to Draft Thank You Resolution to the CWA for Food Drive

DJFS - InterCounty Agrmt. Meigs Co.

A motion was made by Mr. Adkins and seconded by Mr. Eliason authorizing the signature of DJFS Director, Jean Demosky on the Ohio Department of Job and Family Services Inter-County Agreement and Certification Release and Acceptance of Funds in compliance with rule In compliance with rule 5101:9-6- 82 of the Administrative Code, the Athens Co. JFS agrees to accept the exchange of funds as enumerated below from the Perry Co. JFS:

DJFS - InterCounty Agrmt. - Perry Co.

SECTION II: ACCEPTANCE OF FUNDS

<u>Funding Source</u>	<u>Accepted Amount</u>
TANF Administration JFSCACC2 JFSCTF18	\$14,000.00

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the following Contract as recommended by DJFS Dir. Jean Demosky:

DJFS - Subgrant Agrmt. w/HAPCAP

Athens County Job & Family Services
Subgrant Agreement

RECITALS:

This Subgrant Agreement is entered into between the Athens County Department of Job and Family Services (hereafter referred to as "ACDJFS") and the Hocking-Athens-Perry Community Action (HAPCAP) (hereinafter referred to as "SUBGRANTEE") on the 19th day of, December, 2018.

This Subgrant Agreement is made pursuant to a grant award by the Ohio Department of Job and Family Services (ODJFS) and is not for research and development purposes. The grant award is under the authority of the Ohio Department of Job & Family Services (ODJFS), Catalog of Federal Domestic (CFDA) numbers 93.558, award program year 2018/2019 and Federal fiscal year 2019, awarded by the US Department of Health and Human Services.

This Subgrant Agreement will be in effect from 01/01/2019 through 12/31/2019 unless this Subgrant Agreement is suspended or terminated pursuant to ARTICLE VIII prior to the above termination date.

This grant is in the total amount of One Hundred Thousand and no one-hundredth dollars (\$100,000.00) for the Subgrant period.

(Copy of agreement on file in Commissioner's Office)

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the following Contract as recommended by DJFS Dir. Jean Demosky:

DJFS - Subgrant Agrmt. w/HAPCAP (WIOA)

Athens County Job & Family Services
Subgrant Agreement

RECITALS:

This Subgrant Agreement is entered into between the Athens County Department of Job and Family Services

(hereafter referred to as "ACDJFS") and the Hocking-Athens-Perry Community Action (HAPCAP) (hereinafter referred to as "SUBGRANTEE") on the 19th day of December, 2018.

This Subgrant Agreement is made pursuant to a grant award by the Ohio Department of Job and Family Services (ODJFS) and is not for research and development purposes. The grant award is under the authority of the Ohio Department of Job & Family Services (ODJFS) and Workforce Innovation and Opportunity Act (WIOA), Catalog of Federal Domestic (CFDA) numbers 93.558 and 17.259, award program year 2018/2019 and Federal fiscal year 2019, awarded by the US Department of Health and Human Services and US Department of Labor.

This Subgrant Agreement will be in effect from 01/01/2019 through 12/31/2019 unless this Subgrant Agreement is suspended or terminated pursuant to ARTICLE VIII prior to the above termination date. In accordance with applicable federal, state and local laws and regulations, ACDJFS reserves the right to extend this Subgrant Agreement for up to one (1) year through 12/31/2020, upon mutual agreement, based on performance, continuity of services and availability of federal, state and/or local funding.

This grant is in the total amount of Two Hundred Seventy-Five Thousand and no one-hundredth dollars (\$275,000.00) for the Subgrant period.

(Copy of agreement on file in Commissioner's Office)

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the following Contract as recommended by DJFS Dir.

DJFS - Contract Agrmt. - United Appeal

Jean Demosky:

Athens County Job & Family Services
Contract Agreement

This CONTRACT made and entered into on the 19th day of December , 2018, by and between the Athens County Department of Job and Family Services (hereinafter referred to as ACDJFS) and the United Appeal for Athens County, (hereinafter referred to as CONTRACTOR) [Contact information: Ted Linscott, 396 Richland Avenue, Athens, Ohio 45701, (740)592-1293]. Pursuant to the Ohio Revised Code and rules promulgated by the Ohio Department of Job and Family Services (ODJFS), the ACDJFS is authorized to contract with public or private agencies for the purchase of social services, and the performance of administrative or other duties.

WHEREAS, ACDJFS seeks to purchase services for t he purpose of providing Information and Referral Services, and CONTRACTOR seeks to provide such services, the parties hereby enter into the following CONTRACT, whereby ACDJFS agrees to purchase, and CONTRACTOR agrees to provide such services.

ARTICLE 1: CONTRACT PERIOD, AMENDMENT, AND TERMINATION

1.1 CONTRACT PERIOD: This CONTRACT shall be effective beginning on 1/03/ 2019 to and including 12/31/2019 unless otherwise terminated.

CONTRACT PRICE: ACDJFS shall pay to CONTRACTOR the sum of up to Three Thousand and no one hundredths dollars (\$3,000.00) to provide Information and Referral Services through Athens County 211 system Administered by CONTRACTOR pursuant to Article 2 of this Contract, subject to the terms and conditions specified elsewhere in this Contract.

3.2 METHOD OF PAYMENT: ACDJFS shall pay the CONTRACTOR the sum of three-thousand and no one hundredths dollars (\$3,000.00) within 30 days of CONTRACTOR invoice. (Copy of agreement on file in Commissioner's Office)

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

~ Frank Lavelle - HDR Inc., Kyle Schwieterman - ACWSD Supt. Rich Kasler - Update on sewer project: Continuing to work with USDA and Atty. Frank Lavelle on the easement land acquisitions with a target date of late March for bid date. HDR following up on USDA policy changes with new administration coming in, regarding financing requirements. Still in process of obtaining ODOT Permits.

A motion was made by Mr. Chmiel and seconded by Mr. Adkins to enter into executive session at 10:36 with HDR Kyle Schwieterman; ACWSD Supt. Rich Kasler; Atty. Frank Lavelle; Clerk JoAnn Rockhold; to discuss land acquisition and further consultation with legal council.

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

A motion was made by Mr. Chmiel and seconded by Mr. Adkins to return to regular session at 11:07.

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

~ Let the record reflect discussion regarding land acquisition and the contract with Athens City. No Action.

~ ACCS - Exec. Dir. Cathy Hill; Dir. Of Finance & Operations, Otis Crockron: Discussion of Levy for Children Services.

A motion was made by Mr. Chmiel and seconded by Mr. Adkins requesting the Auditor to prepare a "Certificates of Estimated Property Tax Revenue" for Children Services O.R.C. 5705.24:

- Children Services ten year 2 mill levy - Renewal for the Primary/General Election ballot, tax year 2020, to be collected in calendar year 2021.
- Children Services ten year 3.5 mill levy - Renewal with and increase for the Primary/General Election ballot, tax year 2020, to be collected in calendar year 2021.
- Children Services ten year 2 mill levy - Replacement for the Primary/General Election ballot, tax year 2020, to be collected in calendar year 2021.
- Children Services ten year 2.93 mill levy - Replacement with and increase for the Primary/General Election ballot, tax year 2020, to be collected in calendar year 2021.

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Chmiel, yea; Mr. Adkins, yea.

US50 Sanitary Sewer - Updates

Executive Session w/HDR, ACWSD Supt.

Return to Regular Session

ACCS - Levy Discussion - Request Auditor to Prepare Certificates of Estimated Property Tax Revenue

~ BOE - Director, Debbie Quivey; Deputy Director Penny Brooks - Discussion with Brett D. Harbage, ADA Coordinator, who conducted an inspection of the Athens County Board Office and the former ATCO Building - Non Compliance Reports as follows: Director, Quivey will give copies of the ODJ Reports to the Commissioner's to review

**BOE - ADA Coordinator Brett Harbage
Inspection / Compliance Reports**

NON COMPLIANCE REPORT - ATHENS COUNTY BOARD OFFICE

Compliance Issue

- 1.2 No. Std. Access Aisles
- 1.3 No van space
- 1.4 Inadequate # of van spaces.
- 1.8 Slope of accessible parking above 2%
- 1.9 Access aisle don't adjoin route
- 1.12 No vertical van signs
- 2.3 Ramp slope- above 8.3%
- 2.5 Ramp side flares above 10%
- 2.9 Abrupt change in level above 1/2"
- 2.11 Running slope above 5%
- 2.12 Cross slope of walking surface above 2%
- 2.17 No level landing at top/bottom
- 2.25 No 12" .hand. rail extensions
- 2.31 Maneuvering clearance slope steeper than 2%
- 2.35 Door handle not operable with closed fist
- 3.3 Protruding objects
- 3.4 Door not 32" ·
- 3.5 No proper maneuvering space at interior door
- 3.11 Door handle not operable with closed fist
- 3.13 Interior door is too heavy
- 4.8 Top of table not btw 28"-34"

NON COMPLIANCE REPORT - ATCO BUILDING

Compliance Issue

- 1.8 Slope of accessible parking above 2%
- 1.11 No vertical ISA signs
- 2.26 No edge protection-bottom rail or ramp surface extensions ·
- 3.3 Protruding objects
- 3.4 Door not 32"
- 3.11 Door handle not operable with closed fist
- 3.12 Door closes too quickly
- 3. 13 Interior door is too heavy

(Copied to page 654).

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the following Agreement for Use and Operation of Equipment between Athens Co. 9-1-1 and Athens County Public Libraries:

911 - Agrmt. w/Public Libraries

**AGREEMENT FOR USE AND OPERATION OF EQUIPMENT BETWEEN ATHENS COUNTY 9-1-1
EMERGENCY COMMUNICATIONS AND ATHENS COUNTY PUBLIC LIBRARIES**

An agreement between the Athens County 9-1-1 Emergency Communications, hereinafter referred to as "911", and Athens County Public Libraries, hereinafter referred to as "ACPL", for the use of the 9 11 Microwave System, hereinafter referred to as "Microwave".

ARTICLE I - Background

1. 9 11 has a Microwave System that transports network data through Athens County. This system provides seamless communications and interoperability which is critical to maintain daily operations.
2. ACPL wishes to use the Microwave System to transport network data to connect all branches of the ACPL to each other.
3. 9 11 and ACPL have now determined that it is in their mutual best interests to formalize their relationship in regard to the use of Microwave System through the preparation and execution of a written use agreement.

ARTICLE II - Duration of Agreement

1. This Agreement shall be approximately for five (5) years and shall commence on December 19, 2018. This agreement will automatically renew for an additional five (5) years unless either party provides written notice not less than ninety (90) days prior to the end of the initial term.

ARTICLE II - Terms

1. The parties agree that 9 11 shall retain ownership of any equipment that ACPL uses for the Microwave System.
2. The parties agree that ACPL use of the Microwave System shall strictly be used for the transportation of network data amongst the branches associated with A CPL.
3. ACPL shall be responsible for any and all costs associated with the implementation of the connection of the Microwave System as well as any costs associated with the installation of the necessary equipment for the Microwave System.
4. ACPL bears solely responsibility in ensuring that the equipment for the Microwave System is properly installed.
5. If the Microwave System is being utilized by both parties, 9 11 shall have priority over the Microwave System.
6. ACPL is not responsible for any monthly fees to 911 for use of the Microwave System unless designated in writing, not less than ninety (90) days prior to the end of the initial term, by the Board of Commissioners.
7. The parties also agree that ACPL will provide insurance coverage for the Equipment that ACPL has in its possession and is further associated with the Microwave System.
8. The parties agree that ACPL will provide for the maintenance and care of said Equipment and ACPL shall return the Equipment to 9 11 in the same manner as the Equipment was received upon completion of the Agreement between the parties.
9. The parties agree that ACPL shall not remove the Equipment from the property of 9 11 without express permission of 9 11 except for purposes of returning the Equipment to 9 11.

ARTICLE III - Effective Date of Agreement

This Agreement shall become effective upon the date of the execution of the Agreement.

ARTICLE IV - Indemnification

ACPL shall indemnify and hold harmless 9 11 . its trustees, its officers, agents and employees from any and all claims, actions, suits, liability, loss, costs, expenses, and damages of any nature whatsoever, by reason of or arising out of any action or omission by ACPL, its officers, agents, and employees, if any, in performing its obligations under this Agreement.

ARTICLE V - Entire Agreement

This Agreement contains all the agreements of the parties with respect to the subject matter covered or mentioned therein, and no prior Agreement shall be effective to the contrary.

ARTICLE VI- Severability

If any section or part of this Agreement is held by a court to be invalid, such action shall not affect the validity of any other part of this Agreement.

TN WITNESS THEREOF, 911 and ACPL have caused this Agreement to be executed in their respective names by their duly authorized officers and have caused this Agreement to be dated as of the 19th day of December, 2018.

ATHENS COUNTY BOARD
OF COMMISSIONER
By: /s/ Lenny Eliason, President
Athens County Board of Commissioner

ATHENS COUNTY
PUBLIC LIBRARY
By:/s/ C. Nicholas Tepe, Director
Athens County Public Libraries

Approved as to form:

Keller J. Blackburn,
Athens County Prosecutor

By: /s/ Keller J. Blackburn, Athens County Prosecutor

(Copied to pages 655-656).

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the following Nelsonville P.D. Contract Renewal, three year agreement, no change. Amount of Contract \$48,204.48.

911 - Nelsonville P.D. Contract Renewal

(Copied to page 657).

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

~ Commissioner Eliason excused himself from the Meeting for an appointment.

Friends of Shelter Group Discussion re Sheriff Appointment as Dog Warden

~ Discussion with the Friends of the Shelter Group regarding the Resolution authorizing appointment of the Athens County Sheriff as County Dog Warden, with Commissioner Chmiel and Commissioner Adkins. Commissioner Adkins informed them that an Agreement will be on the agenda for the January 3rd, 2019 Meeting. They are opposed to this idea and have expressed interest in taking over the running of the day to day Shelter activities.. The Commissioners suggested that the Friends of the Shelter meet with the Sheriff to discuss the issues.

~ Meeting Recessed until Thursday, December 20th at 2:30.

~ Thursday, December 20th - Meeting Reconvened at 2:30

Meeting Recessed until Thursday, December 20th at 2:30
Thursday, December 20th - Meeting Reconvened at 2:30

A motion was made by Mr. Chmiel and seconded by Mr. Adkins to suspend the rules and declare an emergency and add the following to the agenda:

Suspend / Add to Agenda

- * County Planner
- * Recorder Budget
- * General Warranty Deed (Signatures)
- * Juvenile Court Bed Agreement

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

A motion was made by Mr. Chmiel and seconded by Mr. Adkins acknowledging receipt of the Amended Certificate, dated December 18th, 2018 prepared by Jill Thompson, Athens County Auditor.

Amended Certificate

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

A motion was made by Mr. Chmiel and seconded by Mr. Adkins acknowledging receipt of the Temporary Amended Certificate, dated December 18th, 2018 prepared by Jill Thompson, Athens County Auditor.

Amended Certificate - Temporary

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

From: Columbia Gas
290 W. Nationwide Blvd.
Columbus, Ohio 43215

We hereby request permission to install utility lines within public right-of-way limits.

Location of work: CR110 - Poston Road

Description of Work: Gas - Replacing a gas service line due to a leak at the property of 15 Poston Road/CR110 in Athens/Dover Twp. Gas service line runs out o the main line. Main line is located on the same side of the road as property. Surface is soil.

Type of Installation: Underground (buried) line parallel to road.

Estimated Project Schedule:

Start Date: Upon Approval Completion Date: One 1 work day.

Agreed to by: /s/Tiffany Robinson

Athens County Commissioners

/s/ Charlie Adkins

/s/ Chris Chmiel

/s/ Lenny Eliason

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the request by the Board of Elections to purchase seven new Business Class Computers and software, scanner, printers and toners for the BOE, as recommended by the Data Processing Board. NetData: \$10,833.00.

BOE - Approved Computer Purchases

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the following job posting for the EMA Coordinator
Position:

EMA Coordinator Job Posting

December 18, 2018

TO: Athens Messenger

RE: Help Wanted Ad

The Board of Athens County Commissioners will be accepting applications for the position of Emergency Management Director/Local Emergency Planning Committee Coordinator. Job description; formulate operational plans for emergency operations, compiles information regarding resources and facilities for use in the event of a disaster, acts as the lead in securing State/Federal disaster recovery assistance, plan and coordinate a major annual emergency simulation for Local Government leaders, misc. administrative duties, attended required training, writing, coordinating and updating the county all-hazard Emergency Operations Plan.

BASIC REQUIREMENTS: Knowledge of public administration, County departmental functions, laws and funding sources, public relations, modern office practices and procedures including use of computers, bookkeeping procedures and budgets, knowledge of word processor, and a valid Ohio Operators license

Application and job description are available online at co.athensoh.org, under Commissioner/ Employment. Submit application and resume to: 15 South Court Street, Athens, Ohio 45701, and should be returned no later than January 18, 2019 by 3:00 p.m. Affirmative Action Employer
Publish 12/26 and 1/6

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

~ Donated Land Glouster, Ohio - Discussion regarding this donated property - (old Dollar General property). Zach Saunders, Pro. Atty. Office, will discuss this further with Treasurer, Ric Wasserman and return to discuss with Commissioners. After speaking with Mr. Saunders, Treasurer Rick Wasserman later discussed with the Commissioners the intention to obtain a written right of entry from the land owner. He will return later with more information.

Donated Land in Glouster Discussion

A motion was made by Mr. Chmiel and seconded by Mr. Adkins re appointing Zach Saunders to the Law Library Board. Five (5) year terms. January 1, 2019 to December 31, 2023.

Law Library Board Re Appointment - Zach Saunders

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

~ Athens County Children Services Board Appointment discussion - They would like to schedule an appointment with Mr. Doug Orr regarding his appointment recommendation as a ninth member to the ACCS Board. Commissioner Eliason will draft a letter to be sent out to all Directors, regarding setting up a meeting to discuss Board appointments.

ACCS Board Appt. Discussion

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the following Travel:

Travel Approved

JoAnn Rockhold and Pam Pierson, EMA Quarterly meeting, Nelsonville, Ohio - December 14, 2018

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

A motion was made by Mr. Chmiel and seconded by Mr. Adkins to set up an Annexation Hearing into the City from Athens Twp. (Hillcrest - Israel Urieli) on March 12th, 2019 at 10:00 a.m.

**Annexation Hearing Set - Hillcrest
(Rescheduled to March 26th, 2019)**

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the following ODNR Resolution regarding K&H Facilities Permit Application #4:

ODNR Resolution - K&H Permit Applic.#4

December 19, 2018

Dear ODNR,

Athens County Board of Commissioners hereby states opposition to any additional K&H Facilities' injection well and therefore opposes the K&H #4 permit application (aPATT033024) based on extensive, relevant and substantive concerns regarding health, safety, and good conservation practices and the well-being of the county we are entrusted to serve and protect.

This well would allow an additional 840 thousand gallons daily of liquid radioactive waste from horizontal fracturing operations, or over 306 million gallons annually, to be injected in our community.

There is now abundant peer-reviewed and other trustworthy evidence of water contamination, explosions, fires, and earthquakes from injection well facilities, as documented by USEP A, GAO, Pennsylvania DEP, and academic researchers, and whereas Ohio requires:

- No air monitoring of volatile organic compounds venting from waste storage tanks
- No limits on air emissions venting from the waste storage tanks
- No vapor recovery requirements for waste storage tanks, one of which holds 2.5 million gallons
- No lightning arrestors on the 2.5 million gallon tank or any others at the site
- No ground water monitoring for potential contamination of private wells
- No mapping of aquifers in the region or consideration of aquifer locations for siting of wells
- No testing for migration of contamination through fissures created by high-pressure injection
- No testing for radioactive material in the waste
- No seismic monitoring for potential earthquake activity

We feel there should not be any permits granted until these issues are considered and regulated. There are potentially high public health and public safety costs to our county as well as air contamination, truck accidents and spills, and possibly extensive drinking and surface water contamination.

The K & H site lacks capacity to handle the traffic it currently receives and uses the ODOT rest area as a staging facility for the trucks waiting to off load.

We request a public hearing be held in Athens County to allow consideration of substantive concerns relevant to public health, safety, and conservation by the people most affected by this application.

Regards,

/s/ Lenny Eliason

President

(Copied to page 658).

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the Contract Bed Rental Agreement renewal for the Detention of Juvenile Offenders:

Juvenile Court - Bed Rental Agrmt. Multi Co.

**CONTRACT
BED RENTAL AGREEMENT
FOR THE DETENTION OF JUVENILE OFFENDERS
OUT OF DISTRICT AGREEMENT**

This agreement is entered into this 19th day of December, 2018 by and between the Athens County Juvenile Court, Athens, Ohio, hereinafter referred to as Athens County, and the Multi-County Juvenile Detention District of Fairfield, Hocking, Licking and Perry Counties, located in Lancaster, Ohio, hereinafter referred to as District.

Whereas, Athens County is in need of secure detention for juvenile offenders; and
Whereas, District is willing to provide that service to Athens County on a contractual basis.

NOW THEREFORE, the parties have agreed as follows:

1. Athens County agrees to pay the District a contract amount of \$95.00 per day for the guaranteed use of one (1) bed daily. Any part of a day that a youth is placed at the District Multi-County Juvenile Detention Center constitutes a full day in regard to payment. The contract period will extend from January 1, 2019 to December 31, 2019. Any changes or termination of this agreement can be affected by mutual consent of the parties upon thirty (30) days written notice. Additional beds may be purchased for \$95.00 per diem based on availability of space.

(Copied to page 659).

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

A motion was made by Mr. Chmiel and seconded by Mr. Adkins authorizing signatures on the General Warranty Deed - Land Reutilization Corporation - Nelsonville, Ohio property - 754 Chestnut - Lot#316 Longstreth Addition - Parcel ID No. P03-0270055-00.

**General Warranty Deed - Land Reutilization
Nelsonville**

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea. (Copied to pg.660).

A motion was made by Mr. Chmiel and seconded by Mr. Adkins to enter into executive session at 3:13 with County Planner, Jessie Powers to discuss employment of a public employee.

**Exec. Session w/ County Planner - Employ. Of
Public Employee**

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

A motion was made by Mr. Chmiel and seconded by Mr. Adkins to return to regular session at 3:25.

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

A motion was made by Mr. Chmiel and seconded by Mr. Adkins to offer Spencer Hobson the position of Assistant Planning Director, starting salary at \$18.00 hour.

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

~ Jessie Powers - Budget

~ Dog Shelter - Budget

~ Discussion regarding pay out of Dog Shelter employees, once transfer to the Sheriff's Office is complete with the Agreement to be signed at the January 3rd, 2019 meeting. Commissioner Eliason approved Mary Beth Brown's leave request until January 2, 2019.

**Planner Budget
Dog Shelter Budget & Transfer Discussion**

A motion was made by Mr. Chmiel and seconded by Mr. Adkins to adopt a Temporary General Fund 2019 Budget in the amount of \$16,822,782.26.

Adopt Temporary 2019 General Fund Budget

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

~ Meeting recessed until Friday, December 21st, 2018 at 11:00.

**Meeting recessed until Friday, Dec. 21st, 2018 at
11:00.**

~ Friday, December 21st, 2018 - Meeting Reconvened at 11:00. - Commissioner Chmiel absent.

**Friday, Dec. 21st, 2018 - Meeting Reconvened at
11:00.**

A motion was made by Mr. Adkins and seconded by Mr. Eliason to cancel the Commissioner Meeting the week of December 24th, 2018.

Comm. Mtg. Canceled Week of Dec. 24th, 2018

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, absent.

A motion was made by Mr. Adkins and seconded by Mr. Eliason to adjust the certification if the Auditor adjusts the Temporary Certificate, upward to the amount of \$17,291,136.99 to the General Fund Temporary Budget.

Motion to Adjust Certification if Necessary

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, absent.

~ Meeting recessed until January 3rd, 2019 at 9:15.

Meeting recessed until Jan. 3rd, 2019 at 9:15

~ Thursday, January 3rd, 2019 - Meeting Reconvened at 9:15.

Thursday, Jan. 3rd, 2019 - Mtg. Reconvened at 9:15

A motion was made by Mr. Chmiel and seconded by Mr. Adkins to suspend the rules and declare an emergency and add the following to the agenda:

Suspend Rules / Add to Agenda

Temporary Certificate and General Fund

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

A motion was made by Mr. Chmiel and seconded by Mr. Adkins acknowledging receipt of the updated Amended Certificate, dated December 27th, 2018 prepared by Jill Thompson, Athens County Auditor. \$17,319,130.33.

Amended Certificate

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

A motion was made by Mr. Chmiel and seconded by Mr. Adkins to accept the updated changes to the General Fund totaling the \$17,319,130.33 amount.

**Accept Updated Changes to Gen Fund
\$17,319,130.33**

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

A motion was made by Mr. Chmiel and seconded by Adkins to adjourn the above meeting.

Adjourn

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

JoAnn Rockhold, Clerk

Lenny Eliason, President

Julie Brooks, Assistant Clerk

Chris Chmiel, Vice-President

Charlie Adkins