

REGULAR SESSION

Agenda

THE BOARD OF ATHENS COUNTY COMMISSIONERS, met in regular session November 20<sup>th</sup>, 2018 with Lenny Eliason presiding, Charlie Adkins and Chris Chmiel in attendance.

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

ATHENS COUNTY BOARD OF COUNTY COMMISSIONERS  
Meeting Agenda for Nov. 20, 2018 - Convenes at 10:00 a.m.

Approve Agenda  
Approve Appropriations, Transfers, New Line Items Requests/Changes  
Approve Bills

09:00 Road Viewing - Carthage Twp. Road #115  
10:00 Road Hearing - Carthage Twp. Road #115  
10:15 DJFS - Dir. Jean Demosky  
11:00 Sheriff Smith - Resource Officer  
11:15 Dog Warden - Mary Beth Brown

~ AGENDA ITEMS

Board of Elections Letter acknowledgment  
HDR - OWDA Draw #9  
ODNR Public Hearing Request Injection Well Issue  
Trimble Twp. Road Vacation

~ TRAVEL

Dog Warden, Mary Beth Brown - CCAO Conf. Dec. 10-11 - Columbus, OH

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 Approve Appropriations, Transfers, New Line Items Requests/changes submitted and processed through the Auditor's Office by various Departments. Dated: November 20<sup>th</sup>, 2018

**Appropriations, Transfers, New Line Items**

(Copied to page 621).

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: 11/16/2018 To: 11/20/2018 and the bills are hereby the same and

**Bills**

*Long Eli 11/20/18*

*Annex 11/20/18*



11/20/2018 09:29  
4877jrockhold

Athens County  
BUDGET TRANSFERS AND AMENDMENTS

P 1  
bgament

Record Number	Year	Per	Journal Date	Clerk	Description	Total Increase	Total Decrease	Workflow Status
1	2018	11	147 11/07/2018	4877kspencer	transfer	0.00	0.00	Held
2	2018	11	295 11/14/2018	4877cmckee	TRANSFER	272.00	272.00	Approved
3	2018	11	315 11/20/2018	4877smorris	Appropriat	6,500.00	0.00	Approved
4	2018	11	472 11/19/2018	4877cmckee	APPROPRIAT	911.05	0.00	Approved
5	2018	11	501 11/19/2018	4877ocrockron	RTC/FPT	1,748.00	1,748.00	Pending Approval
6	2018	11	502 11/19/2018	4877ocrockron	Adj. RTC	2,915.88	2,915.88	Pending Approval

\*\* END OF REPORT - Generated by JoAnn Rockhold \*\*

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.

**~ Public Road Hearing - Carthage Twp. Road #115 - Petition to Vacate - 10:00 a.m.** Petition to Vacate a portion of Carthage Township 115, 342 feet of Blake Road, per the request of the landowners, approved as outlined in their letter, dated September 11, 2018. Those Present: Commissioner Chris Chmiel; Commissioner Lenny Eliason; Commissioner Charlie Adkins; Jean Demosky, Dir. DJFS; Helen King, League Women Voters; JoAnn Rockhold, Admin. Clerk, Julie Brooks, Assist. Clerk. No Testimony given. Commissioner Eliason closed the Hearing at 10:02.

**Public Hearing - Carthage TR #115 Petition to Vacate**

A motion was made by Mr. Chmiel and seconded by Mr. Adkins vacating a portion of Carthage Township #115, 342 feet of Blake Road, per the request of the landowners, approved as outlined in their letter, dated September 11, 2018.

**Carthage TR#115 Road Vacation Approved**

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

**~ Trimble Township #521 Road Vacation Discussion** - Public Hearing was held on November 15<sup>th</sup>, 2018 - An updated map was received from the Trimble Township Trustees.

**Trimble TR #521 - Road Vacation Discussion**

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the request from Trimble Township to vacate .82 miles of Township Road 521. Situated in the State of Ohio, County of Athens, Township of Trimble, T-II, R-14, Section 22, being a 10' wide ingress/egress easement, 5' on either side with the centerline particularly described as follows: Beginning at JCT C92 for .820 mile, ending at JCT T312.

**Trimble TR #521 Road Vacation Approved**

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

**~ DJFS - Dir. Jean Demosky - Agenda**

**DJFS - Agenda for Discussion**

- 1. Updates
  - a. 6 Month Goals Met -
  - b. Holiday Schedule - Will follow the Holiday schedule for November and December approved by Commissioners.
  - c. Capital Improvement Plan (goal 1/2/19).

- 2. Personnel Issues
  - a. None

3. Funds Transfer - Mercer County (see below in motion)

4. Scanning Project Report (see updates below)

(Agenda & Report Copied to page 622).

Also mentioned by Dir. Demosky was the front ADA Restroom, it should be completed and ready by early December. She also has

**DJFS - Inter-County Agrmt - Mercer Co.**

COMMISSIONERS

11-30-18

ACDJFS

1. Updates

a. 6 Month Goals Meet

i. Holiday Schedule

c. Capital Improvement Plan (goal 1/2/19)

2. Personnel Issues

a. None

3. Funds Transfer

4. Scanning Project Report

Denver White Building  
ACDJFS Scanning Project 1/18/18

Update from Project Manager Keith Wrenn:

- 41 tabs with open/active cases
  - Estimate these will be done by the end of February 2019
- 99 banker boxes with closed files that might re-open
  - Most of these will not re-open and do not have balances so they could eventually be destroyed
  - Estimate it would take 8 months to scan all of those cases 9/19
- Equivalent of 51 banker em shelves at Denver White of cases that will not re-open but most have balances owed (eg. obligor is disabled or deceased), so they need to be scanned or the physical file seized
  - Estimate it would take 4 months to scan those cases 5/19
- 81 boxes that can be destroyed now 12/18
- 42 boxes that can be destroyed in the next three years 2021

a meeting set up with the Chan Zuckerberg Foundation, for ways to invest in Appalachian areas.

A motion was made by Mr. Chmiel and seconded by Mr. Adkins 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 5101 :9-6-82 of the Administrative Code, the Athens County DJFS agrees to the ACCEPT funds as enumerated below to Mercer County DJFS:

Funding Source	
Title XX TANF Transfer JFSCAXXT JFSCTX18	\$50,000.00

**DJFS - Denver White Building Updates on Scanning Project**

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

Denver White Building - Updates

ACDJFS Scanning Project 11/9/18

Update from Project Manager Keith Wiens:

- 41 tubs with open/active cases
  - o Estimate these will be done by the end of February 2019
- 99 banker boxes with closed files that might re-open
  - o Most of these will not re-open and do not have balances so they could eventually be destroyed
  - o Estimate it would take 8 months to scan all of those cases 9/19
- Equivalent of 51 boxes on shelves at Denver White of cases that will not re-open but most have balances owed (eg, obligor is disabled or deceased), so they need to be scanned or the physical file saved
  - o Estimate it would take 4 months to scan those cases 5/ 19
- 81 boxes that can be destroyed now 12/18
- 42 boxes that can be destroyed in the next three years 20

A motion was made by Mr. Chmiel and seconded by Mr. Adkins to acknowledge receipt of the following letter from the Board of Elections:

**BOE - Acknow. Receipt of Letter re Relocating to ATCO Bldg.**

November 19, 2018  
Athens County Board of Elections  
15 South Court St., Room 130  
Athens, Ohio 45701  
(7 40) 592-3201  
Fax (740) 592-3262

To: Athens County Commissioners

*Helen Walker*  
*Chair*

*Debra L. Quivey*  
*Director*

*Penny L. Brooks*  
*Deputy Director*

**Athens County Board of Elections**  
15 South Court St., Room 130  
Athens, Ohio 45701  
(740) 592-3201  
Fax (740) 592-3262  
www.athensboardofelections.com

*Aundrea S. Carpenter-Colvin*  
*Member*

*Kate McGuckin*  
*Member*

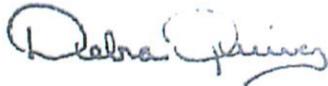
*Kenneth E. Ryan*

November 19, 2018

To: Athens County Commissioners

The Athens County Board of Elections met on November 17, 2018 at 10:00 a.m. at the board office. A motion was made to relocate the Board of Elections office to the ATCO Building, located at 21 Campbell Street, Athens. A roll call vote was taken: Mr. Ryan, yes; Mrs. Carpenter-Colvin, yes; Mrs. Walker, yes and Ms. McGuckin, no.

Regards,



Debbie Quivey, Director



Penny L. Brooks, Deputy Director



The Athens County Board of Elections met on November 17, 2018 at 10:00 a.m. at the board office. A motion was made to relocate the Board of Elections office to the ATCO Building, located at 21 Campbell Street, Athens. A roll call vote was taken: Mr. Ryan, yes; Mrs. Carpenter-Colvin, yes; Mrs. Walker, yes and Ms. McGuckin, no.

Regards,

/s/ Debbie Quivey, Director

/s/ Penny Brooks, Deputy Director

(Copied to page 623 ).

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 HDR - OWDA Draw #9 in the amount of \$169,730.28 for the US50 Sanitary Sewer System Improvement Phase 3 - Acct.#7958. (Copied to page 624.)

**US50 Sanitary Sewer System Improv. Phase 3 HDR/OWDA Draw#9**

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 send the following letter to ODNR November 26, 2018

**ODNR - Letter Submitted Requesting Public Hearing - K&H #4 Permit**

Chief Rick Simmers  
ODNR  
2045 Morse Rd. Building F-2  
Columbus, OH 43229-6693

Dear Chief Simmers:

The Board of Athens County Commissioners voted at our last meeting to request that you have a public hearing in Athens County before you consider granting the application for K & H # 4.

There are a number of concerns that have been expressed to us that need be addressed. It is important that the public be heard regarding this issue. One of the big concerns that should be addressed is the State is allowing a private business to use the public rest area as a staging place for trucks to wait before unloading. The K & H site does not have sufficient capacity to handle the current truck traffic it receives at the present time.

Please let us know, if you will grant our request for a public hearing on this issue, before you take any action on t his permit.

Thank you for your consideration.

Sincerely,

/s/ Lenny Eliason, President

(Copied to page 625 )

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

# Ohio Water Development Authority Fund Payment Request

LGA Name: Athens County  
 Project Name: US 50 Sanitary Sewer System Improv Phase 3  
 Account Number: 7958  
 EPA Loan Number:  
 Disbursement Request: 9  
 Date Prepared: 11/16/2018 10:04:39 AM

Contractor Name		Encumbered	Disbursed	Balance
OW	OWDA Fee	\$5,448.00	\$5,448.00	\$0.00
TS	Technical Services	\$706,700.00	\$225,574.92	\$481,125.08
	Payee			
	HDR			
	Invoice #			
	10312018			
	Invoice Date			
	10/31/2018			
	Invoice Amount			
	5169,730.28			
	Requested Amount			
	\$169,730.28			
	Total		\$189,730.28	\$311,394.80
TS6	Land			
		\$850,000.00	\$227,943.25	\$622,056.75
		Total	\$623,696.45	\$933,451.55

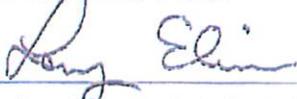
I hereby certify that this request for disbursement is a true and accurate request for disbursement, that it is made in accordance with the terms and conditions of the above referenced loan agreement, and all hourly wages on the project have been paid in accordance with the wage rates as required by the above referenced loan agreement. This request for disbursement represents eligible project costs previously un-requested, and that an inspection has been performed with all work being done in accordance with the terms of the contract award(s).



Signature of Preparer

Kyle Schwieterman

Name of Preparer (Printed);



Signature of Borrower's Authorized Representative

LARRY ELMS

Name of Borrower's Authorized Representative (Printed);

### For Ohio Water Development Authority Use

Date	Voucher Number	Amount

Ohio Water Development Authority

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the Memorandum of Understanding for Provision of a School Resource Officer (SRO) Between the Board of Education of the Trimble Local School District, The Athens County Commissioners and The Athens County Sheriff's Office, to be funded 100% by the Trimble Local School District. (Copied to pages 627-629).

**MOU - School Resource Officer (SRO) Trimble Schools/Sheriff/Commissioners**

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

~ Dog Warden, Mary Beth Brown - Presentation of statistics report through November, 2018. (Copied to page 626). Discussion of budget expenses and plan for the remainder of the year. Commissioner Adkins inquired if she had the funds to pay bills and salary for the next payroll. The Auditors office confirmed that after the bills are paid and with payroll, they will have a balance of \$1,987.54. Commissioner Adkins asked about a flu shot bill for \$2,500.00, and why this expense incurred without having the funds to pay for it, and asked how is it going to be paid for. Warden Brown stated that they are out of needed vaccines, and would like to pay for it out of the spay/neuter fund, which has a balance of approximately \$20,000.00. The Fund was created to pay specifically for spays/neuters.

**Dog Shelter - Budget Discussion w/Warden Brown**

A motion was made by Mr. Chmiel and seconded by Mr. Adkins to apply to the Courts seeking approval to transfer \$10,000.00 from the spay/neuter fund to the Dog & Kennel General Fund operations.

**Dog Shelter - Seek Approval from Courts for Transf. from Spay/Neuter Fund to D&K Gen. 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 to stop pay ins of the adoption fees into the spay/neuter fund for the time being (through December). They will re visit it in January 2019.

**Dog Shelter - Halt Pay Ins of Adoption Fees into Spay/Neuter Fund Through December**

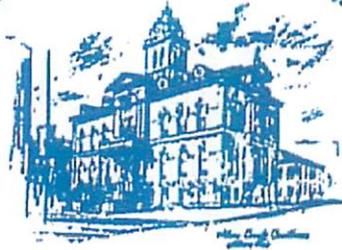
The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

~ Discussion also regarding her projected 2019 estimated expense report. Commissioner Eliason questioned her spreadsheet and how the money is being managed and stated that she needs to present an accurate number to run the Shelter in a proper manner. Warden Brown stated that she cannot raise money for Vet expenses and vaccines.

**Dog Shelter - Continued Discussion re Budget / FOS Group**

~ The Friends of the Shelter Dogs group wanted to discuss an issue of a dog that was euthanized and some of the members are upset about the lack of communication by the Warden and not being notified that this had been scheduled. Warden Brown stated she did not communicate, due to what she feels is sometimes a hostile environment created by them. Commissioner Adkins asked Warden Brown again why she did not communicate this with the FOS Group, to which she responded that it is always a difficult and traumatic decision, but she will make an effort to communicate better in the future. She stated that she went to Commissioner Adkins about this issue, and she felt that he ignored her and did not respond to her issue. Commissioner Adkins stated that her statement was false and incorrect, he did not ignore her and that was trying to get some information from her to investigate her request. He once again requested a written statement from her, by the end of the day, about

# Athens County Commissioners



Charlie Adkins  
cadkins@athensoh.org  
Chris Chmiel  
cchmiel@athensoh.org  
Lenny Eliason, MPA  
leliason@athensoh.org

15 South Court St.  
Athens, Ohio 45701  
(740) 592-3219  
Visit us at our website:  
co.athensoh.org

JoAnn Sikorski  
Clerk/Admin. Assistant  
jsikorski@athensoh.org  
Telephone (740) 592-3292  
Fax (740) 594-8010

November 26, 2018

Chief Rick Simmers  
ODNR  
2045 Morse Rd. Building F-2  
Columbus, OH  
43229-6693

Dear Chief Simmers:

The Board of Athens County Commissioners voted at our last meeting to request that you have a public hearing in Athens County before you consider granting the application for K & H # 4.

There are a number of concerns that have been expressed to us that need be addressed. It is important that the public be heard regarding this issue. One of the big concerns that should be addressed is the State is allowing a private business to use the public rest area as a staging place for trucks to wait before unloading. The K & H site does not have sufficient capacity to handle the current truck traffic it receives at the present time.

Please let us know, if you will grant our request for a public hearing on this issue, before you take any action on this permit.

Thank you for your consideration.

Sincerely,

Lenny Eliason,  
President



The Board of Athens County Commissioners is an Affirmative Action employer and does not discriminate for reasons of race, gender, age, religion or disability.



Printed on recycled paper



what occurred, stating who was present and what exactly happened. He stated, once again, that she is to contact the Commissioners and FOS Group immediately regarding any dog that is expressing aggression qualities. Commissioner Eliason stated he feels that with this serious lack of communication, along with her increasing euthanasia rate as Warden is causing a public perception that she is euthanizing more liberally than is necessary. He continued by stating, with looking at the numbers, they have gone up dramatically during her tenure as Warden, and her perception as Warden is a negative one in the community. He feels she needs to do a better job of communicating with them and the community, and feels she is not meeting their expectations.

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/Declare Emerg. Add to Agenda - Dog Warden Travel**

Travel  
Dog Warden, Mary Beth Brown - CCAO/OCDWA Conference - Dec. 10-11, 2018 - Columbus, Ohio

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 to approve the Travel for the Dog Warden to attend the CCAO/OCDWA Conference in December. Motion died for lack of a second, with staffing being the primary issue. Travel was Denied.

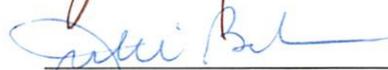
**Dog Warden Travel - Denied**

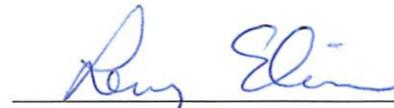
A motion was made by Mr. Chmiel and seconded by Mr. Adkins to adjourn the above meeting.

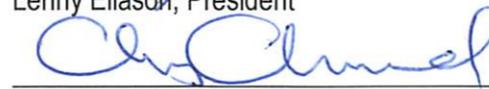
**Adjourn**

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

  
\_\_\_\_\_  
JoAnn Rockhold, Clerk

  
\_\_\_\_\_  
Julie Brooks, Assistant Clerk

  
\_\_\_\_\_  
Lenny Eliason, President

  
\_\_\_\_\_  
Chris Chmiel, Vice-President

  
\_\_\_\_\_  
Charlie Adkins

Month	Intake	Outgoing	Adoption	%	Redemption	%	Rescue	%	Euth	%	Other	%	Spay/Neuter	License Checks	Calls DH	Call Outs	Tickets	Warnings	
January	155	156	68	43.59%	15	9.62%	16	10.26%	1	0.64%	58	35.90%	24	145	35	2	6	4	
February	70	69	42	60.87%	15	21.74%	10	14.49%	1	1.45%	1	1.45%	21	112	49	4	14	5	
March	72	71	34	47.89%	21	29.58%	11	15.49%	3	4.23%	1	1.41%	36	103	54	6	22	12	
April	35	38	14	36.84%	11	28.95%	10	26.32%	3	7.89%	0	0.00%	27	102	56	2	22	18	
May	56	48	21	43.75%	17	35.42%	8	16.67%	2	4.17%	0	0.00%	19	111	85	15	21	26	
June	49	51	15	29.41%	17	33.33%	16	31.37%	3	5.88%	0	0.00%	22	90	76	3	11	14	
July	49	55	35	63.64%	12	21.82%	8	14.55%	1	1.82%	1	1.82%	30	113	69	7	18	29	
August	59	46	31	67.39%	11	23.91%	4	8.70%	1	2.17%	1	2.17%	18	144	88	1	13	19	
September	71	61	38	62.30%	22	36.07%	6	9.84%	2	3.28%	0	0.00%	21	135	74	3	19	1	
October	69	52	39	75.00%	12	23.08%	1	1.92%	0	0.00%	1	1.92%	22	134	57	4	13	0	
Nov (20th)	38	41	25	60.98%	10	24.39%	7	17.07%	2	4.88%	0	0.00%	34						
December				#DIV/0!		#DIV/0!		#DIV/0!											
Total	723	688	362	52.62%	163	23.69%	97	14.10%	19	2.76%	61	8.87%	274	1189	623	47	159	128	

2017/2018 Comparison (by Month)										
Month	Adopt 2017	Adopt 2018	Res 2017	Res 2018	Red 2017	Red 2018	Euth 2017	Euth 2018		
January	20	66	8	16	19	15	1	1		
February	32	42	15	10	18	15	0	1		
March	21	34	4	11	20	21	3	4		
April	34	14	16	10	18	11	1	3		
May	20	21	4	8	20	17	1	2		
June	20	15	16	16	13	17	1	3		
July	25	32	13	8	16	12	0	1		
August	18	31	11	4	12	11	2	0		
September	47	38	6	6	21	22	3	2		
October	17	39	13	1	24	12	2	0		
Nov (20th)	33	25	11	7	13	10	0	2		
December	30		4		8		2			
Total	317	359	121	97	202	163	18	19		

Other Outcomes									
Month	Died in Care (Sick)	Died at Vet/in Field	Dead on Arrival	Escaped	Stolen	Trans	Exch		
Jan	0	0	0	0	0	55	1		
Feb	0	0	0	0	0	1	0		
Mar	0	0	0	0	0	0	1		
Apr	0	0	0	0	0	0	0		
May	0	0	0	0	0	0	0		
June	0	0	0	0	0	0	0		
July	0	0	1	0	0	0	0		
August	0	0	1	0	0	0	0		
Sept	0	0	0	0	0	0	0		
Oct	0	0	1	0	0	1	0		
Nov	0	0	1	0	0	0	1		
Dec									
Total	0	0	4	0	0	57	3		