

## **MINUTES OF SEPTEMBER 9, 2009 AGENDA MEETING**

Commissioner Sneary opened the meeting at 9:00 a.m. on the 9<sup>th</sup> day of September, 2009 with the following members present: Commissioner Greg Sneary, Commissioner W. Dan Reiff, Commissioner Sam Bassitt, and Clerk of the Board Kelli Singhaus.

Doug Jenkins led the Pledge of Allegiance.

Commissioner Reiff moved for the approval of the minutes of September 2, 2009. Motion seconded by Commissioner Bassitt. The roll was called and the minutes were approved as submitted.

### **Action Items:**

#### **Resolution #673-09. *Approve travel expenses.***

Commissioner Sneary moved to adopt the Resolution. Commissioner Reiff seconded the motion. The roll was called and the Resolution was approved unanimously.

#### **Resolution #674-09. *Authorize intradepartmental transfers.***

Commissioner Reiff moved to adopt the Resolution. Commissioner Bassitt seconded the motion. The roll was called and the Resolution was approved unanimously.

#### **Resolution #675-09. *Supplemental appropriation to the General Fund 1001.***

Becky Saine, County Administrator, requested a decrease in the appropriation of (\$600,000) for a new appropriation of \$27,453.08. This is necessary to appropriate into year end cash balance.

Commissioner Bassitt moved to adopt the Resolution. Commissioner Sneary seconded the motion. The roll was called and the Resolution was approved unanimously.

#### **Resolution #676-09. *Supplemental appropriation to the Family Resources Fund 2075.***

Martha Nance, Business Director, requested an increase in the appropriation of \$16,350.00 for a new appropriation of \$86,102.00. This is due to high usage with family allocations.

Commissioner Sneary moved to adopt the Resolution. Commissioner Reiff seconded the motion. The roll was called and the Resolution was approved unanimously.

#### **Resolution #677-09. *Supplemental appropriation to the Recovery Act-E Byrne JAG Fund 2853.***

Sheriff Sam Crish requested a new appropriation of \$130,191.30. This is the appropriation of salary related items for two (2) deputies and one (1) correction officer.

Commissioner Reiff moved to adopt the Resolution. Commissioner Bassitt seconded the motion. The roll was called and the Resolution was approved unanimously.

#### **Resolution #678-09. *Supplemental appropriation to the Public Health Fund 8823.***

Martha Burklo, Fiscal Officer, requested an increase in the appropriation of \$160,330.00 for a new appropriation of \$316,918.00. This is to cover expenses of additional grant award.

Commissioner Bassitt moved to adopt the Resolution. Commissioner Sneary seconded the motion. The roll was called and the Resolution was approved unanimously.

**Resolution #679-09. *Approval of an Allen County Courthouse and County Grounds Use Permit submitted by Samaritan House.***

A request was received from Janel Engberg of Samaritan House, requesting use of the south side steps and lawn area of the Courthouse on Monday, November 16, 2009 from 7:00 a.m. to 7:00 p.m.

Commissioner Sneary moved to adopt the Resolution. Commissioner Reiff seconded the motion. The roll was called and the Resolution was approved unanimously.

**Resolution #680-09. *Approval of an Allen County Courthouse and County Grounds Use Permit submitted by the Porter Pub.***

A request was received from Danny Dawson of the Porter Pub, requesting use of the alley and parking lot north of 318 N. Main Street on Saturday, September 12, 2009.

Commissioner Reiff moved to adopt the Resolution. Commissioner Bassitt seconded the motion. The roll was called and the Resolution was approved unanimously.

**Resolution #681-09. *Authorize a partial release of premises from lien of mortgage to the State of Ohio.***

A request was received from Mark Roberts, Ohio Department of Transportation, requesting a partial release from lien of mortgage of approximately 5' of additional right-of-way for the widening of SR 309 for the replacement of the raised curb median

Commissioner Bassitt moved to adopt the Resolution. Commissioner Sneary seconded the motion. The roll was called and the Resolution was approved unanimously.

**Discussion Items:**

**A. Julie Norberg, Allen County Juvenile Court, presented the following:**

1. Request to adopt **Resolution #682-09**, enter into a Subgrant Agreement with the Ohio Department of Job and Family Services and the Allen County Juvenile Court for the Title IV-E Foster Care Grant. Through this agreement, Allen County Juvenile Court can seek reimbursement for actual foster care maintenance costs that have been incurred related to an adjudicated child placed in foster care based on certain elements. Allen County Juvenile Court receives approximately \$25,000 per quarter.

Commissioner Sneary moved to adopt the Resolution. Commissioner Reiff seconded the motion. The roll was called and the Resolution was approved unanimously.

**B. County Engineer's Office, presented the following:**

1. Request to adopt **Resolution #670-09**, enter into an Escrow Agreement with Anderzack-Pitzen Construction, Inc. and Dave Anderson, State Bank & Trust Co., Escrow Agent, as it relates to the Eastown Road Phase 4 Project. **(previously tabled at the September 2, 2009 agenda meeting)** Tim Piper, Allen County Engineer, stated that Baughman Tile Company, a supplier of storm pipe for said project, filed a notice of furnishing on this project and a claim for \$58,297.68 due to non-payment by the general contractor Anderzack-Pitzen. Legal counsel has advised that the amount of \$1,143.09, which is the finance charge, should be deducted from the claim. By law, an escrow account needs to be set up to hold the amount of \$57,154.59 and an escrow agreement is needed to deposit the balance.

Commissioner Reiff moved to adopt the Resolution. Commissioner Bassitt seconded the motion. The roll was called and the Resolution was approved unanimously.

2. Request to adopt **Resolution #683-09**, set the date, time and place for the view and first hearing for the American Village Petitioned Ditch #1301. Douglass Degen, Drainage Engineer, stated that this project is located south of Edgewood Drive. The existing storm sewer comes off of the former Home Depot. Said view is scheduled for October 9, 2009 at 1:00 p.m. at the intersection of Jerid Place & Juneau Drive, American Township. Said hearing is scheduled for October 22, 2009 at 1:30 p.m. at the American Township House.

Commissioner Bassitt moved to adopt the Resolution. Commissioner Sneary seconded the motion. The roll was called and the Resolution was approved unanimously.

3. Request to adopt **Resolution #684-09**, set the date, time and place for the view and first hearing for the Elmview Drive Petitioned Ditch #1302. This ditch project was petitioned for by Marcia Garver. The Garver's have done routine maintenance but now work is needed outside of the road right-of-way. Said view is scheduled for October 9, 2009 at 2:30 p.m. at 2636 Elmview Drive, Shawnee Township. The hearing is scheduled for October 27, 2009 at 10:00 a.m. at the Shawnee Township House.

Commissioner Sneary moved to adopt the Resolution. Commissioner Reiff seconded the motion. The roll was called and the Resolution was approved unanimously.

4. Request to adopt **Resolution #685-09**, set the date, time and place for the view and first hearing for the Stanley Brenneman Petitioned Ditch #1300. This project starts at Agerter and continues downstream. This project is not in bad condition, thus should be an easy project to complete. Said view is scheduled for October 9, 2009 at 11:00 a.m. at 5707 Cotner Road, American Township. Said hearing is scheduled for October 20, 2009 at 10:00 a.m. at the American Township House.

Commissioner Reiff moved to adopt the Resolution. Commissioner Bassitt seconded the motion. The roll was called and the Resolution was approved unanimously.

5. Request to adopt **Resolution #686-09**, set the date, time and place for the reconvened maintenance hearing for the Orchard Acres Petitioned Ditch #1283. On September 29, 2008, James Haidle filed a ditch petition. On November 10, 2008, a maintenance hearing was conducted and recessed to allow for the petitioner and the Village of Elida to create an agreement for an easement. The easement was to be recorded so that the Village of Elida would maintain the project. Said easement was not recorded, therefore requiring a reconvened maintenance hearing. Said hearing is scheduled for October 8, 2009 at 10:00 a.m. at the Village of Elida Council Chambers.

Commissioner Bassitt moved to adopt the Resolution. Commissioner Sneary seconded the motion. The roll was called and the Resolution was approved unanimously.

**C. Bruce Wells, Community Development**, presented the following:

1. Request to adopt **Resolution #687-09**, authorize a request for an extension of the CDBG-FY'08 Formula Grant to allow completion of the Beaverdam Equipment Purchase and Installation. Said grant agreement calls for completion of all projects that are CDBG-FY'08 funded by December 31, 2009. The Beaverdam Water and Sewer Facilities generator purchase has an unexpected lead time for equipment delivery that is likely to move the project completion into early 2010. Wells is requesting a ninety (90) day extension for completion of said project to the Ohio Department of Development.

Commissioner Sneary moved to adopt the Resolution. Commissioner Reiff seconded the motion. The roll was called and the Resolution was approved unanimously.

**D. Brad Niemeyer, Sanitary Engineer's Office**, presented the following:

1. Request to adopt **Resolution #688-09**, accept a fifteen (15) year (renewal) easement from the State of Ohio for the operation and maintenance of sanitary sewers. In the early 1990's, a sewer was constructed to serve the W.O.R.T.H. Center. In 1992, an easement was granted to the county to maintain the sewer. The State of Ohio is requesting renewal of said easement for a period of fifteen (15) years at a cost of \$1.00.

**Announcements, Proclamations, Recognition and Commendations**

Dave Voth, Crime Victim Services, announced that a monument will be placed in front of the Crime Victim Services building on North Street in memory of children who lost their lives due to domestic violence. The monument will stand 5' tall and should be erected within the next thirty (30) days. This project will be funded by the Christopher Faulk Memorial fund.

The Christopher James Faulk 2<sup>nd</sup> Annual Memorial Run will take place on October 10, 2009 in Beaverdam, Ohio. Proceeds to go to Crossroads Crisis Center, Crime Victim Services and Beaverdam Park.

With no further business to come before the Board, Commissioner Reiff moved to adjourn. Commissioner Bassitt seconded the motion. Meeting was adjourned.

Submitted by:

Approved by:

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Kelli A. Singhaus  
Clerk of the Board

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Greg Sneary

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W. Dan Reiff

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Sam Bassitt