

TUESDAY, MAY 7, 2019
OFFICE OF THE BOARD OF COMMISSIONERS
PICKAWAY COUNTY, OHIO

The Pickaway County Board of Commissioners met in Regular Session in their office located at 139 West Franklin Street, Circleville, Ohio, on Tuesday, May 7, 2019, with the following members present: Mr. Jay H. Wippel, Mr. Brian S. Stewart and Mr. Harold R. Henson. April Dengler, County Administrator, was also in attendance.

**In the Matter of
Minutes Approved:**

Commissioner Harold Henson offered the motion, seconded by Commissioner Brian Stewart, to approve the minutes from April 30, 2019, with corrections.

Voting on the motion was as follows: Commissioner Stewart, yes; Commissioner Wippel, yes; Commissioner Henson, yes. Voting No: None. Motion carried.

Attest: Angela Karr, Clerk

**In the Matter of
Bills Approved for Payment:**

Commissioner Harold Henson offered the motion, seconded by Commissioner Brian Stewart, to adopt the following Resolution:

BE IT RESOLVED, that the bills have been found to be properly filed and their respective vouchers shall be cross-referenced to the approving pages dated May 8, 2019, in the Commissioners' Voucher Journal, the date in which checks will be cut; then,

BE IT FURTHER RESOLVED, that the Board of Pickaway County Commissioners orders the Auditor of Pickaway County, Ohio, to draw her warrant on this entry in the amount of \$263,733.44 on the County Treasurer to satisfy the same.

Voting on the motion was as follows: Commissioner Stewart, yes; Commissioner Wippel, yes; Commissioner Henson, yes. Voting No: None. Motion carried.

Attest: Angela Karr, Clerk

**In the Matter of
Appropriation of Funds Approved:**

Commissioner Brian Stewart offered the motion, seconded by Commissioner Harold Henson, to approve the following requests for the APPROPRIATION OF FUNDS:

\$1,200.00 – 101.1105.5703 – Contingencies 2nd Half – Commissioners

\$150,000.00 – 411.0000.4557 – State Share – Commissioners

\$150,000.00 – 411.0000.4901 – Transfer In – Commissioners

\$75,000.00 – 411.7105-5301 – Memorial Hall Window Project- Supplies – Commissioners

\$225,000.00 – 411.7105-5401 – Memorial Hall Window Project – Contract Services – Commissioners

\$150,000.00 – 101.1105.5703 – Contingencies – Commissioners

\$508,289.14 – 201.0000.4260 – Township/ Municipalities – Engineer

\$508,289.14 – 201.3006.5416 – Township/ Municipalities Contracts – Engineer

\$70,000.00 – 101.1105.5703 – Contingencies – Auditor

**TUESDAY, MAY 7, 2019
OFFICE OF THE BOARD OF COMMISSIONERS
PICKAWAY COUNTY, OHIO**

\$15,880.61 – 101.1105.5703 – Contingencies – Commissioners

\$10,000.00 – 929.2069.5501 – COTS Healthcare Coalition – Equipment- Commissioners

Voting on the motion was as follows: Commissioner Stewart, yes; Commissioner Wippel, yes; Commissioner Henson, yes. Voting No: None. Motion carried.

Attest: Angela Karr, Clerk

**In the Matter of
Fund Transfer Approved:**

Commissioner Brian Stewart offered the motion, seconded by Commissioner Harold Henson, to approve the following requests for the FUND TRANSFER:

**\$150,000.00 – 101.1105.5701 – Transfers Out – Commissioners
TO
411.0000.4901 – Transfers In- Memorial Hall Windows Project - Commissioners**

Voting on the motion was as follows: Commissioner Stewart, yes; Commissioner Wippel, yes; Commissioner Henson, yes. Voting No: None. Motion carried.

Attest: Angela Karr, Clerk

**In the Matter of
Transfer and Re-appropriation of Funds Approved:**

Commissioner Brian Stewart offered the motion, seconded by Commissioner Harold Henson, to approve the following requests for the TRANSFER AND REAPPROPRIATION OF FUNDS:

**\$1,200.00 – 101.1105.5703 – Contingencies 2nd Half – Commissioners
TO
101.6102.5434 – Fairgrounds – Commissioners**

**\$150,000.00 – 101.1105.5703 – Contingencies – Commissioners
TO
101.1105.5701 – Transfers Out – Commissioners**

**\$3,500.00 – 501.6915.5300 – General Sewer – Materials & Supplies – Engineer
TO
501.6915-5401 – General Sewer – Contract Services – Engineer**

**\$15,880.61 – 101.1105.5703 – Contingencies – Commissioners
TO
101.1206.5419 – County Share- Court of Appeals – Commissioners**

**\$70,000.00 – 101.1105.5703 – Contingencies – Auditor
TO
101.1114.5901 – Data Processing - Auditor**

Voting on the motion was as follows: Commissioner Stewart, yes; Commissioner Wippel, yes; Commissioner Henson, yes. Voting No: None. Motion carried.

Attest: Angela Karr, Clerk

**TUESDAY, MAY 7, 2019
OFFICE OF THE BOARD OF COMMISSIONERS
PICKAWAY COUNTY, OHIO**

**In the Matter of
Amended Certificate Approved:**

Commissioner Brian Stewart offered the motion, seconded by Commissioner Harold Henson, to adopt the following Resolution:

Resolution No.: PC-050719-1

WHEREAS, the Pickaway County Budget Commission approved an AMENDED CERTIFICATE in the amount of \$508,289.14 for Auto License and Gas Tax Fund #201 needed due to 2019 County and Township Resurfacing Projects A, C, D, & E exceeding original estimate; then,

THEREFORE BE IT RESOLVED, that the Pickaway County Board of Commissioners hereby appropriated the following sum for expenditure for period ending December 31, 2019:

**AUTO LICENSE AND GAS TAX FUND #201
\$508,289.14**

Voting on the motion was as follows: Commissioner Stewart, yes; Commissioner Wippel, yes; Commissioner Henson, yes. Voting No: None. Motion carried.

Attest: Angela Karr, Clerk

**In the Matter of
Amended Certificate Approved:**

Commissioner Brian Stewart offered the motion, seconded by Commissioner Harold Henson, to adopt the following Resolution:

Resolution No.: PC-050719-2

WHEREAS, the Pickaway County Budget Commission approved an AMENDED CERTIFICATE in the amount of \$300,000.00 for Memorial Hall Window Project Fund #411 needed due to no budget set up at the beginning of the year; then,

THEREFORE BE IT RESOLVED, that the Pickaway County Board of Commissioners hereby appropriated the following sum for expenditure for period ending December 31, 2019:

**MEMORIAL HALL WINDOW PROJECT FUND #411
\$300,000.00**

Voting on the motion was as follows: Commissioner Stewart, yes; Commissioner Wippel, yes; Commissioner Henson, yes. Voting No: None. Motion carried.

Attest: Angela Karr, Clerk

**In the Matter of
Deputy County Administrator Report:**

The following is a summary of the report provided by Marc Rogols, Deputy County Administrator:

- There were no BWC Claims filed last week.
- The vicious dog classification that was served had a deadline of May 6th to request a hearing and no request has been filed. The owner had until May 7th to provide proof of verification of compliance (signs, liability insurance, fencing, pens and special tags). Non-compliance of the owner results in confiscation of the dog by search warrant and euthanasia.
- Ink My Log provided shirt samples of the Pickaway County logo for review.

TUESDAY, MAY 7, 2019
OFFICE OF THE BOARD OF COMMISSIONERS
PICKAWAY COUNTY, OHIO

- The survey and modifications of the legal description is still pending and the survey is being completed for the Pickaway Street properties. The survey will be presented to the City Planning and Zoning at their next meeting on May 20th.

In the Matter of
Monthly Building Department Report:

The monthly report for the Pickaway County Building Department was filed for the month ending April 2019.

A total of \$52,034.95 was reported being collected as follows:

Permits		
Registration	22	\$2,700.00
Commercial	23	\$32,325.85
Residential	78	\$17,009.10
Total Inspections Performed		
Residential	435	
Commercial	312	
City Enforcement	6	
Total Inspections	753	
Residential Plan Review	30	

New Home Permits by Jurisdiction:	
City of Circleville	3
Commercial Point	10
Darby Twp.	2
Monroe Twp.	1
Saltcreek Twp.	1
Walnut Twp.	1
Williamsport	1
Total New Homes	19

In the Matter of
Report Provided by Darrin Flick:

The following is a summary of the report provided by Darrin Flick, EMA Director & Pickaway County 911 Coordinator.

- The EMA Directors Conference is scheduled for May 30th and May 1st.
- The State MARCS Radio Meeting is scheduled for May 30th and May 1st.
- Mr. Flick will be attending the Fire Chiefs Meeting Thursday, May 9th.
- This week, Mr. Flick will be attending the Fairfield County LEPC Ex-Final Planning Meeting Evaluator, County Healthcare Coalition Meeting and working on the Emergency Operation Center.
- Next week, Mr. Flick will be attending the Fairfield County LEPC Ex – Evaluator and Mr. Swisher will attend the HAM Radio Conference.
- Mr. Flick requested to increase the frequency of Tornado siren testing to weekly.

Darrin Flick, EMA Director, Sheriff Radcliff, Lieutenant Rhoades, and Tom Swisher, Deputy EMA Director, met with the Commissioners to discuss a proposal to the City of Circleville Police Department regarding the consolidation of PSAP. Commissioner Stewart wants to get everyone on the same page and possibly come to a resolution. Sheriff Radcliff does not want the public to be misled by comments made about the County and feels by coming together it shows teamwork. The County has reached out to the City of Circleville regarding consolidation and the council has had no knowledge. The consolidation would save the City money, keep officers on the streets and firefighters employed. If the City was to also take 911 calls, they would have to have five employees to cover. There would also be financial savings with consolidation with MARCS radios and all new radios purchased from this point on will have a \$100 increase to have new required features. The supplemental MARCS money the City would receive is already short by one million. Sheriff

TUESDAY, MAY 7, 2019
OFFICE OF THE BOARD OF COMMISSIONERS
PICKAWAY COUNTY, OHIO

Radcliff would look at filling the available seats at the 911 Center with the City dispatchers and have one consolidated center rather than having to train new employees. Mrs. Dengler asked what message the Commissioners plan to leave at the meeting and Commissioner Stewart stated that they want to show that they have done the work and research and have been willing to consolidate since the beginning and leave in the City's ball court to make their decision.

Commissioners

Jay H. Wippel
Brian S. Stewart
Harold R. Henson



Administrator

April Dengler
Clerk
Angela Karr

Pickaway County
Board of County Commissioners
139 West Franklin Street
Circleville, OH 43113
Phone: 740-474-6093 Fax: 740-474-8988

May 7, 2019

Circleville City Council
127 S. Court St.
2nd Floor
Circleville, OH 43113

**PROPOSAL FOR THE CONSOLIDATION OF THE CITY OF CIRCLEVILLE
AND COUNTY 911 PUBLIC SAFETY ANSWERING POINTS (PSAP)**

Dear Members of Council,

After having been advised of the Circleville City Council's vote to direct the City's administration to begin discussions relating to the consolidation of the City of Circleville PSAP with the Pickaway County PSAP, our office directed the Pickaway County 911 Coordinator to meet with the Pickaway County Sheriff to discuss what would be required in terms of personnel and resources to affect this change. Based on these discussions, the County Commissioners and Sheriff are confident that this consolidation effort would eliminate duplicative processes, save taxpayer money, and increase the capabilities of our county and city safety services alike.

Based on the data available to us, it is our belief that the City currently spends \$360,783.24 each year on personnel costs alone for the 5 dispatchers in its own separate PSAP. This does not include the \$411,201 in costs which the City's Safety Service Director has stated is necessary to upgrade the technology of the City's PSAP. By contrast, we have determined that the Pickaway County PSAP could absorb all the City's 911 dispatching needs by hiring 3 additional dispatchers (in addition to the 10 already budgeted for) at an estimated cost of \$236,232.75.

Even accounting for a contracted payment from the City towards the Pickaway County PSAP's operation costs, the attached spreadsheet demonstrates that the City's Year 1 savings from a consolidation with the County would total between \$506,972.99 and \$528,812.99, and that the savings in Year 2 and beyond would total between \$183,502.49 and \$205,342.49 each year. It has been reported that the City is considering layoffs in its safety services as a result of budget considerations, and so we believe that these savings would have a very tangible benefit to our mutual constituents in the City of Circleville.

Since the City today has the responsibility for receiving and dispatching its own 911 calls, and will continue to absent consolidation, we believe it is reasonable for the City to contribute to the costs of a consolidated PSAP. Accordingly, we propose the following fees for service schedule being included in a 5-year contract:

2019: \$236,000.00 (subject to proration depending on the date of execution) 2020:
\$240,720.00
2021: \$250,445.00
2022: \$255,454.00
2023: \$260,563.00

*Assumes a 2% cost of living adjustment each year


CONSOLIDATION OF THE CITY OF CIRCLEVILLE AND COUNTY PUBLIC SAFETY
ANSWERING POINTS (PSAP)

TUESDAY, MAY 7, 2019
OFFICE OF THE BOARD OF COMMISSIONERS
PICKAWAY COUNTY, OHIO

These fees would cover all costs associated with receiving all 911 calls originating within the City of Circleville as well as the dispatching of all Circleville safety forces.

The Pickaway County Commissioners and the Pickaway County Sheriff are pleased to be working together in making this joint proposal, and we are confident that it will fulfill many years' worth of discussions amongst entities countywide that have all recommended the consolidation of the County's two PSAPs. We hope that you will give this proposal careful consideration.



H. Wippel
President, Picka
of Commissioners


Harold Henson
Harold Henson
County





Commissioner Brian Stewart offered the motion, seconded by Commissioner Harold Henson, to execute the letter to the City of Circleville regarding consolidation of the PSAP consolidation.

Voting on the motion was as follows: Commissioner Stewart, yes; Commissioner Wippel, yes; Commissioner Henson, yes. Voting No: None. Motion carried.

Attest: Angela Karr, Clerk

In the Matter of
Pickaway County Board of Developmental Disabilities
Credit Card Account with The Savings Bank:

Commissioner Brian Stewart offered the motion, seconded by Commissioner Harold Henson, to adopt the following Resolution:

Resolution No.: PC-050719-3

WHEREAS, the Pickaway County Board of County Commissioners hereby authorizes the Pickaway County Board of Developmental Disabilities to be issued a credit card from The Savings Bank in the name of the Pickaway County Board of Developmental Disabilities and shall include the name of the superintendent.

WHEREAS, Furthermore, the superintendent is authorized to use the credit card to pay for specific classes of work-related expenses listed in O.R.C 301.27(B)(1) without submitting an estimate of those expenses, limited to the amount appropriated and encumbered in a specific appropriation line item.

THEREFORE BE IT RESOLVED, that the Pickaway County Board of Commissioners hereby authorizes the Pickaway County Board of Developmental Disabilities to be issued a credit card from The Savings Bank:

Voting on the motion was as follows: Commissioner Stewart, yes; Commissioner Wippel, yes; Commissioner Henson, yes. Voting No: None. Motion carried.

Attest: Angela Karr, Clerk

TUESDAY, MAY 7, 2019
OFFICE OF THE BOARD OF COMMISSIONERS
PICKAWAY COUNTY, OHIO

In the Matter of
Pickaway County Board of Developmental Disabilities
Procurement Card Account with Kroger Co.:

Commissioner Brian Stewart offered the motion, seconded by Commissioner Harold Henson, to adopt the following Resolution:

Resolution No.: PC-050719-4

WHEREAS, the Pickaway County Board of County Commissioners hereby authorizes the Pickaway County Board of Developmental Disabilities to be issued a procurement card from the Kroger Co. and issued in the name of the Pickaway County Board of Developmental Disabilities.

WHEREAS, furthermore, the superintendent is authorized to use the procurement card to pay for specific classes of work-related expenses without submitting an estimate of those expenses, limited to the amount appropriated and encumbered in a specific appropriation line item.

THEREFORE BE IT RESOLVED, that the Pickaway County Board of Commissioners hereby authorizes the Pickaway County Board of Developmental Disabilities to be issued a procurement card from Kroger Co.:

Voting on the motion was as follows: Commissioner Stewart, yes; Commissioner Wippel, yes; Commissioner Henson, yes. Voting No: None. Motion carried.

Attest: Angela Karr, Clerk

In the Matter of
Pickaway County Board of Developmental Disabilities
Business Account with Amazon:

Commissioner Brian Stewart offered the motion, seconded by Commissioner Harold Henson, to adopt the following Resolution:

Resolution No.: PC-050719-5

WHEREAS, the Pickaway County Board of County Commissioners hereby authorizes the Pickaway County Board of Developmental Disabilities to be issued a business account from Amazon and issued in the name of the Pickaway County Board of Developmental Disabilities.

WHEREAS, furthermore, the superintendent is authorized to use the business account with Amazon to pay for specific classes of work-related expenses without submitting an estimate of those expenses, limited to the amount appropriated and encumbered in a specific appropriation line item.

THEREFORE BE IT RESOLVED, that the Pickaway County Board of Commissioners hereby authorizes the Pickaway County Board of Developmental Disabilities to be issued a business account from Amazon:

Voting on the motion was as follows: Commissioner Stewart, yes; Commissioner Wippel, yes; Commissioner Henson, yes. Voting No: None. Motion carried.

Attest: Angela Karr, Clerk

TUESDAY, MAY 7, 2019
OFFICE OF THE BOARD OF COMMISSIONERS
PICKAWAY COUNTY, OHIO

In the Matter of
Nelson Robert Embrey II, 2019 Inductee into the
Central Ohio Senior Citizens Hall of Fame:

Nelson Robert Embrey II, Ashville resident was nominated for the 2019 Inductee into the Central Ohio Senior Citizens Hall of Fame and will be congratulated on Wednesday, May 15, 2019, Commissioner Stewart offered the motion, seconded by Commissioner Wippel, to adopt the following Resolution:

Resolution No.: PC050719-6

WHEREAS, it is the pleasure of the Pickaway County Board of Commissioners to recognize people of outstanding significance; and,

WHEREAS, Nelson Robert Embrey II, of Ashville, Ohio, was nominated as Pickaway County's 2019 Inductee to the Central Ohio Senior Citizens Hall of Fame by the Pickaway County Commissioners. For more than 50 years, Mr. Embrey has tirelessly devoted his time to the Circleville and Pickaway County community, having served on many local committees and several civic organizations. Broadcasting seeds were planted early on while Mr. Embrey attended high school and worked at WHOK in Lancaster. With a Bachelor of Arts Degree in Radio TV Speech from The Ohio State University, Nelson moved to Circleville in 1964 with plans to start WNRE-FM and adding AM several years later. The station was rewarded for its excellence in broadcasting by being the recipient of the nationally prestigious American Bar Association Silver Gavel Award for news reporting on an environmental issue. Because of his broadcasting experience, he was appointed Director of Cable Services for the City of Circleville and operated its PEG cable channel CGTV under two administrations; and,

WHEREAS, Mr. Embrey's broadcasting career allowed him to participate in many community activities and leadership roles: Development groups under the Pickaway County Commissioners, 4-H Advisory Board and Club Advisor, American Red Cross Board, Past President of the Pickaway Area Chamber of Commerce, Member of the Ted Lewis Museum and Scioto Society (Tecumseh) Board of Trustees, Circleville Jaycees and Elks, Past President of Roundtown Players Theatre Group, being a Judge many years for the VFW Voice of Democracy Contest, 50-year member of the Pleasant Valley Lodge #53, F&AM, OPOTA Certified Reserve Officer for the Pickaway County Sheriff, Co-emcee for Queen's Contest during the Annual 4th of July Festival in Ashville. He is honored to have received The Friends of 4H Award and the Ashville Community Club Distinguished Service Award.; and,

WHEREAS, Mr. Embrey began his "political" career by serving on the Pickaway Township Zoning Board of Appeals and upon moving to Ashville was appointed to its Zoning Board. He was appointed to fill an unexpired term of the village Clerk/Treasurer which was later changed to Clerk/Fiscal Officer. Upon retirement he was appointed and then elected to Village Council where he continues to service as Mayor Pro-tem and Chair of the Finance Committee; and,

WHEREAS, During the 42 years of marriage to his wife, Mary, community involvement has always been a constant in Mr. Embrey's life. While his son and daughter were in school at Teays Valley, he became involved with Odyssey of the Mind, which emphasizes teamwork, creativity and problem-solving, and served as a judge for local, regional and state events. Also, he called Bingo for school fund raising; and

WHEREAS, while a member of the Circleville Presbyterian Church he served as Trustee, Deacon and Elder on Session, choir and was able to have the church prepare the meal for several years for the Ohio Festival Queens and Courts visiting the Pumpkin Show. Mr. Embrey is very active in his new church home, Village Chapel, where Mr. Embrey participates in Village Table, a meal served to anyone who is hungry each Saturday evening; a member of choir for the Sunday early service; a facilitator for a Sunday School Class; part of the team for Celebrating Seniors a monthly luncheon with speakers, and a co-leader for a Sunday evening home church group; and

WHEREAS, Mr. Embrey continues volunteer positions include: President of Public Employees Retirement (PERI), Chapter 41 (OPERS Retirees). VP at Berger Hospital Foundation (now Wellness Foundation of Pickaway County). The Foundation recently completed a multi-million-dollar campaign to fund changing rooms to private for better care and comfort; and

**TUESDAY, MAY 7, 2019
OFFICE OF THE BOARD OF COMMISSIONERS
PICKAWAY COUNTY, OHIO**

THEREFORE BE IT RESOLVED, in recognition of Mr. Embrey's compassion and driving desire to enrich the lives of others in Pickaway County, the Pickaway County Board of Commissioners are honored to congratulate Nelson Robert Embrey, II, and hereby proclaim

*Wednesday, May 15, 2019
as
Nelson Robert Embrey, II Day
in
Pickaway County*

Voting on the motion was as follows: Commissioner Stewart, yes; Commissioner Henson, yes; Commissioner Wippel, yes. Voting No: None. Motion carried.

Attest: Angela Karr, Clerk

**In the Matter of
Community Development Block Grant:**

Commissioner Harold Henson offered the motion, seconded by Commissioner Jay Wippel, to approve and authorize Commissioner Jay Wippel to sign the letter in response to findings to the Office of Community Development for the B-E-16-1CH-1 CDBG project.

Voting on the motion was as follows: Commissioner Henson, yes; Commissioner Stewart, yes; Commissioner Wippel, yes. Voting No: None. Motion carried.

Attest: Angela Karr, Clerk

**In the Matter of
Expedited Type II Annexation Petition Filed for the
Annexation of 74.31 +/- Acres of Scioto Township
Into the Village of Commercial Point:**

As the first official act related to an Expedited Type II Annexation petition filed for the annexation 74.31 +/- acres of Scioto Township into the Village of Commercial Point, the commissioners' clerk informed them that the petition was filed on Thursday, May 2, 2019, and is hereby entered upon the Pickaway County Commissioners' Journal #65, pages dated May 7, 2019. Agent for the petitioners is Craig Moncrief, Plank Law Firm. In the initial review of the annexation petition, all necessary documents appear to have been to be submitted with the annexation petition, with the exception of the ordinance or resolution from the Village of Commercial Point that it will provide the necessary services. Per ORC §709.023 (C), this must be received within 20 days after the filing of the petition. Per §709.023 (D), the Scioto Township Trustees are to file an ordinance or resolution consenting or objecting to the annexation within 25 days. If no ordinance or resolution is submitted within 25 days, it is presumed to be consent.

The Expedited Type II Annexation has been placed as a 10:00 a.m. agenda item on the commissioners' June 11, 2019, regular meeting day schedule.

**In the Matter of
2019 Application for Certificate of Coverage
Annual Fee Assessment Statement Signed for Submission to the
Petroleum Underground Storage Tank Release Compensation Board:**

Commissioner Brian Stewart the motion, seconded by Commissioner Harold Henson, authorizing Commissioner Jay Wippel to sign the 2019 Application for Certificate of Coverage Annual Fee Assessment Statement in the amount of \$1,650 for submission to the Petroleum Underground Storage Tank Release Compensation Board.

TUESDAY, MAY 7, 2019
OFFICE OF THE BOARD OF COMMISSIONERS
PICKAWAY COUNTY, OHIO

Voting on the motion was as follows: Commissioner Stewart, yes; Commissioner Wippel, yes; Commissioner Henson, yes. Voting No: None. Motion carried.

Attest: Angela Karr, Clerk

In the Matter of
Auditor's Monthly Reports:

Melissa Betz, Auditor, met with the Commissioners to provide an end-of-month report for the month of April 2019. Mrs. Betz stated that the cash balance as of today was at \$8,616,563.21 this morning and was a little better than last month. The sales tax for April was a little less the previous months at \$615,791.27, but nothing alarming. The local government entities over the years have lost personal property tax. Commissioner Stewart stated that the legislation is looking as a bill to allow sports betting, the details are still being discussed. The transportation bill that has passed now required the Auditor to place a sticker no bigger than 4x4 on fuel pumps to give the breakdown of the gas tax. If the station owner displays a sign in a window the stickers will not be required. Mrs. Betz's concern is how are they to know if the owner is going to display a sign. The Auditor's Office can place the stickers while out certifying gas pumps each year. The General Assembly is placing into the budget bill, Senate Bill 296 to give a pay increase to elected officials. Mrs. Betz thanked the Commissioners.

In the Matter of
County Administrator Report:

The following is a summary of the report provided by April Dengler, County Administrator:

- The PAAC Board is looking to find a new location to house PAAC and may contact the Health Department and ESC. The Board will be losing board members from the former Berger Health Systems.
- Mrs. Dengler spoke with Jan Shannon, Pickaway Community Foundation regarding the Heritage Hall Ball and have sold 89 tickets to date (9 tables and individuals).
- The pre-construction meeting was held Wednesday, May 1st at 10:00 am. WDC Group reviewed contracts, and scheduled accordingly for window deliveries. The project may not begin until September and the work will be performed around the Pumpkin Show activities.
- Mrs. Dengler attended the Senior Center Fundraiser last Friday.
- Mrs. Dengler attended the fairgrounds meeting and paving is to begin today. The project is still on schedule and final inspections should be soon.
- The City Council meeting is this evening at 7:00 p.m. The Commissioners and Mrs. Dengler plan to attend for the purpose of discussion regarding consolidation of the two 911 PSAPs.
- The Chamber Board meeting is scheduled for Wednesday at 7:30 a.m. at OCU incubator.
- The Pickaway County Fahlgren Mortine meeting is scheduled for Thursday at 10:00 a.m. at Easton to review branding for county marketing.

In the Matter of the
Change Order/ Cost Estimate No. 31 signed for the
Pickaway Agricultural and Event Center:

Commissioner Harold Henson offered the motion, seconded by Commissioner Brian Stewart, to approve the following Change Order No. 31 to install 4" concrete slabs in cattle barn for scale pad at the Pickaway Agricultural and Event Center Fairgrounds Revitalization Project. Proposed credit for work \$2,913.00.

Voting on the motion was as follows: Commissioner Stewart, yes; Commissioner Henson, yes; Commissioner Wippel, yes. Voting No: None. Motion carried.

Attest: Angela Karr, Clerk

TUESDAY, MAY 7, 2019
OFFICE OF THE BOARD OF COMMISSIONERS
PICKAWAY COUNTY, OHIO

**In the Matter of the
Change Order/ Cost Estimate No. 37 signed for the
Pickaway Agricultural and Event Center:**

Commissioner Harold Henson offered the motion, seconded by Commissioner Brian Stewart, to approve the following Change Order No. 37 to add (7) C1 fixtures to the ceiling in the Women's Restroom at the Pickaway Agricultural and Event Center Fairgrounds Revitalization Project. Proposed credit for work \$2,913.00.

Voting on the motion was as follows: Commissioner Stewart, yes; Commissioner Henson, yes; Commissioner Wippel, yes. Voting No: None. Motion carried.

Attest: Angela Karr, Clerk

**In the Matter of the
Change Order/ Cost Estimate No. 40 signed for the
Pickaway Agricultural and Event Center:**

Commissioner Harold Henson offered the motion, seconded by Commissioner Brian Stewart, to approve the following Change Order No. 40 for lime stabilization of the infield of the midway at the Pickaway Agricultural and Event Center Fairgrounds Revitalization Project. Proposed credit for work \$49,985.00.

Voting on the motion was as follows: Commissioner Stewart, yes; Commissioner Henson, yes; Commissioner Wippel, yes. Voting No: None. Motion carried.

Attest: Angela Karr, Clerk

**In the Matter of
Community Development Block Grant,
CDBG Allocation, BID Opening of
Village of New Holland Equipment:**

BID Opening for the Village of New Holland Equipment, for Community Development Block Grant (CDBG) was held May 7, 2019 at 11:00 a.m. April Dengler, County Administrator was in attendance.

Engineer's Estimate: \$43,000.00

The following bids were received and read aloud:

- CDPW Inc. \$18,600.00 Trailer Mounted Trash Pump
\$20,275.00 Trailer Mounted Generator

Total: \$38,875.00

The bids will be turned over to Berqshire, LLC for review and contract award recommendation.

**In the Matter of
Dupont Enterprise Agreement:**

Commissioner Brian Stewart offered the motion, seconded by Commissioner Harold Henson, to adopt the following Resolution:

Resolution No.: PC-050719-7

This Enterprise Zone Agreement made and entered into by and between the Board of Commissioners, Pickaway County Ohio, with its main offices located at 139 West Franklin Street, Circleville, Ohio 43113 (hereinafter referred to as "PICKAWAY COUNTY"), and DuPont Specialty Products USA, LLC, a Delaware

TUESDAY, MAY 7, 2019
OFFICE OF THE BOARD OF COMMISSIONERS
PICKAWAY COUNTY, OHIO

limited liability company, with its offices located at 800 DuPont Road, Circleville, Ohio (hereinafter also referred as "ENTERPRISE").

WITNESSETH:

WHEREAS, PICKAWAY COUNTY has encouraged the development of real property and the acquisition of personal property located in the area designated as Enterprise Zone 153C; and

WHEREAS, ENTERPRISE is desirous of a significant capital investment in construction of improvements to existing buildings and a Seventy-Five Thousand square foot (75,000 SF) addition to its manufacturing facility, as well as in acquisition of machinery and equipment (hereinafter referred to as the "PROJECT"), within the boundaries of the aforementioned Enterprise Zone, provided that the appropriate development incentives are available to support the economic viability of said PROJECT; and,

WHEREAS, the Board of Commissioners of Pickaway County, Ohio by Resolution adopted November 9, 1989, designated the area as an "Enterprise Zone" pursuant Chapter 5709 of the Ohio Revised Code; and,

WHEREAS, effective November 13, 1989, the Director of Development of the State of Ohio determined that the aforementioned area designated in said Commissioners Resolution contains the characteristics set forth in Section 5709.61(A) of the Ohio Revised Code and certified said area as an Enterprise Zone under said Chapter 5709; and,

WHEREAS, the Pickaway County Board of Commissioners having the appropriate authority for the stated type of project is desirous of providing ENTERPRISE with incentives available for the development of the PROJECT in said Enterprise Zone under Chapter 5709 of the Ohio Revised Code; and,

WHEREAS, ENTERPRISE has submitted a proposed agreement application to PICKAWAY COUNTY, which application is attached hereto as Exhibit A and incorporated herein by reference (hereinafter referred to as "APPLICATION"); and,

WHEREAS, ENTERPRISE has remitted the required state application fee of \$750.00 made payable to the Ohio Development Services Agency with the application to be forwarded with the final agreement; and

WHEREAS, the Director of the Pickaway County Office of Development and Planning and the Pickaway Progress Partnership Economic Development Director have investigated the application of ENTERPRISE and have recommended the same to the Board of Commissioners of Pickaway County on the basis that ENTERPRISE is qualified by financial responsibility and business experience to create and preserve employment opportunities in said Enterprise Zone and improve the economic climate of Pickaway County; and,

WHEREAS, the project site as proposed by ENTERPRISE is located in the Logan Elm Local School District and the Pickaway-Ross CTC, and the Board of Education of the Logan Elm Local School District and the Pickaway-Ross CTC have been notified in accordance with Section 5709.83 and been given a copy of the APPLICATION; and

WHEREAS, pursuant to R.C. 5709.62(C), 5709.63(A) and/or 5709.632 and in conformance with the format required under Section 5709.631 of the Ohio Revised Code, the parties hereto desire to set forth their agreement with respect to matters hereinafter contained;

NOW, THEREFORE, in consideration of the mutual covenants hereinafter contained and the benefit to be derived by the parties from the execution hereof, the parties herein agree as follows:

1. ENTERPRISE shall make improvements to existing buildings at an estimated cost of \$4,000,000 to \$10,000,000, and construct a Seventy-Five Thousand square foot (75,000 SF) addition at an estimated cost of \$20,000,000 to \$25,000,000, at ENTERPRISE's 800 DuPont Road, Pickaway Township, Pickaway County, Ohio, facility to expand its manufacturing operation.

In addition, ENTERPRISE will install new machinery and equipment at an estimated investment of \$155,000,000 to \$220,000,000.

The PROJECT will begin March 30, 2019, and all acquisition, construction and installation will be completed by April 10, 2021.

TUESDAY, MAY 7, 2019
OFFICE OF THE BOARD OF COMMISSIONERS
PICKAWAY COUNTY, OHIO

This PROJECT establishes a significant new investment with an estimated total project investment of \$180,100,000 to \$258,200,000.

2. ENTERPRISE shall make an annual payment to the Logan Elm Local School District in the amount of ten thousand dollars (\$10,000.00) for the duration of the real property tax exemption granted under this Agreement. The payment shall be remitted to the Treasurer of the Logan Elm Local School District on or before the 1st day of April of each year by check or wire transfer. If this payment is not remitted timely and in full, interest on the outstanding amount shall be charged at the rate determined pursuant to Section 5703.47 of the Ohio Revised Code, plus one percent, calculated for each month or partial month overdue. ENTERPRISE and PICKAWAY COUNTY agree that the Logan Elm Local School District is an intended beneficiary of this payment obligation and, if breached and uncured, shall have a right to enforce it. PICKAWAY COUNTY shall also have a right to enforce this obligation similar to any other obligation of ENTERPRISE under this Agreement. Logan Elm Local School District shall not have a right to enforce any other term of this Agreement.

3. ENTERPRISE shall create within a time period not exceeding 24 months after the commencement of construction of the aforesaid facility, the equivalent of 46 new full-time job opportunities; 0 part-time job opportunities; 46 permanent job opportunities; and 0 temporary job opportunities.

ENTERPRISE estimates that 23 full-time job opportunities, 0 part-time job opportunities, and 0 temporary job opportunities will be created in the first year of the agreement, and 23 full-time job opportunities, 0 part-time job opportunities, and 0 temporary job opportunities will be created in the second year of the agreement.

The job creation period begins in March 2019 and all jobs will be in place by December 31, 2021.

This increase in the number of employees will result in approximately \$4,139,000 (Four Million, One Hundred Thirty-Nine Thousand Dollars) of additional annual payroll for ENTERPRISE.

4. ENTERPRISE shall provide to the proper Tax Incentive Review Council any information reasonably required by the Council to evaluate the ENTERPRISE's compliance with the agreement, including returns or annual reports filed pursuant to section 5711.02 or 5727.08 of the Ohio Revised Code if requested by the Council.
5. PICKAWAY COUNTY hereby grants ENTERPRISE a tax exemption for real property improvements made to the PROJECT site pursuant to Section 5709.62, 5709.63 and/or 5709.632 of the Ohio Revised Code and shall be in the following amount: Sixty Percent (60%) tax exemption of the assessed value for real property improvements for a period of Ten (10) years.

The exemption commences the first year for which the real property would first be taxable were that property not exempted from taxation. No exemption shall commence after Tax Year 2022 (Collection Year 2023) nor extend beyond Tax Year 2031 (Collection Year 2032).

ENTERPRISE must file the appropriate tax forms (DTE 23) with the County Auditor and (#913) with the State Department of Taxation to effect and maintain the exemptions covered in the agreement. The #913 Ohio tax form must be filed annually.

6. ENTERPRISE shall pay an annual fee equal to the greater of one percent of the dollar value of incentives offered under the agreement or Five Hundred Dollars; provided, however, that if the value of the incentives exceeds Two Hundred Fifty Thousand Dollars, the fee shall not exceed Two Thousand Five Hundred Dollars.

The fee shall be made payable to PICKAWAY COUNTY once per year for each year the agreement is effective on or before March 31. The fee is to be paid to the Treasurer of Pickaway County. This fee shall be deposited in a special fund created for such purpose and shall be used exclusively for the purpose of complying with section 5709.68 of the revised code and by the tax incentive review council created under section 5709.85 of the revised code exclusively for the purposes of performing the duties prescribed under that section.

7. ENTERPRISE shall pay such real and tangible personal property taxes as are not exempted under this agreement and are charged against such property and shall file all tax reports and returns as required

TUESDAY, MAY 7, 2019
OFFICE OF THE BOARD OF COMMISSIONERS
PICKAWAY COUNTY, OHIO

by law. If ENTERPRISE fails to pay such taxes or file such returns and reports, all incentives granted under this agreement are rescinded beginning with the year for which such taxes are charged or such reports or returns are required to be filed and thereafter.

8. PICKAWAY COUNTY shall perform such acts as are reasonably necessary or appropriate to effect, claim, reserve, and maintain exemptions from taxation granted under this agreement including, without limitation, joining in the execution of all documentation and providing any necessary certificates required in connection with such exemptions.
9. If for any reason the Enterprise Zone designation expires, the Director of the Ohio Development Services Agency revokes certification of the zone, or PICKAWAY COUNTY revokes the designation of the zone, entitlements granted under this agreement shall continue for the number of years specified under this agreement, unless ENTERPRISE materially fails to fulfill its obligations under this agreement and PICKAWAY COUNTY terminates or modifies the exemptions from taxation granted under this agreement.
10. If ENTERPRISE materially fails to fulfill its obligations under this agreement, other than with respect to the number of employee positions estimated to be created or retained under this agreement, or if PICKAWAY COUNTY determines that the certification as to delinquent taxes required by this agreement is fraudulent, PICKAWAY COUNTY may terminate or modify the exemptions from taxation granted under this agreement.
11. ENTERPRISE hereby certifies that at the time this agreement is executed, ENTERPRISE does not owe any delinquent real or tangible personal property taxes to any taxing authority of the State of Ohio, and does not owe delinquent taxes for which ENTERPRISE is liable under Chapter 5727, 5733., 5735., 5739., 5741., 5743., 5747., or 5753. of the Revised Code, or, if such delinquent taxes are owed, ENTERPRISE currently is paying the delinquent taxes pursuant to an undertaking enforceable by the State of Ohio or an agent or instrumentality thereof, has filed a petition in bankruptcy under 11 U.S.C.A. 101, et seq., or such a petition has been filed against ENTERPRISE. For the purposes of the certification, delinquent taxes are taxes that remain unpaid on the latest day prescribed for payment without penalty under the chapter of the Revised Code governing payment of those taxes.
12. ENTERPRISE affirmatively covenants that it does not owe: (1) any delinquent taxes to the State of Ohio or a political subdivision of the State; (2) any moneys to the State or a state agency for the administration or enforcement of any environmental laws of the State; and (3) any other moneys to the State, a state agency or a political subdivision of the State that are past due, whether the amounts owed are being contested in a court of law or not.
13. ENTERPRISE and PICKAWAY COUNTY acknowledge that this agreement must be approved by formal action of the legislative authority of PICKAWAY COUNTY as a condition for the agreement to take effect. This agreement takes effect upon such approval.
14. In any three-year period during which this agreement is in effect, if the actual number of employee positions created or retained by ENTERPRISE is not equal or greater than seventy-five per cent of the number of employee positions estimated to be created or retained under this agreement during that three-year period, ENTERPRISE shall repay the amount of taxes on property that would have been payable had the property not been exempted from taxation under this agreement during that three-year period. In addition, PICKAWAY COUNTY may terminate or modify the exemptions from taxation granted under this agreement.
15. PICKAWAY COUNTY has developed a policy to ensure recipients of Enterprise Zone tax benefits practice non-discriminating hiring in its operations. By executing this agreement, ENTERPRISE is committing to following non-discriminating hiring practices acknowledging that no individual may be denied employment solely on the basis of race, religion, sex, disability, color, national origin, or ancestry.
16. Exemptions from taxation granted under this agreement shall be revoked if it is determined that ENTERPRISE, any successor enterprise, or any related member (as those terms are defined in Section 5709.61 of the Ohio Revised Code) has violated the prohibition against entering into this agreement under Division (E) of Section 3735.671 or Section 5709.62, 5709.63, or 5709.632 of the Ohio Revised Code prior to the time prescribed by that division or either of those sections.

TUESDAY, MAY 7, 2019
OFFICE OF THE BOARD OF COMMISSIONERS
PICKAWAY COUNTY, OHIO

17. ENTERPRISE affirmatively covenants that it has made no false statements to the State or local political subdivision in the process of obtaining approval for the Enterprise Zone incentives. If any representative of ENTERPRISE has knowingly made a false statement to the State or local political subdivision to obtain the Enterprise Zone incentives, ENTERPRISE shall be required to immediately return all benefits received under the Enterprise Zone Agreement pursuant to ORC Section 9.66 (C)(2) and shall be ineligible for any future economic development assistance from the State, any state agency or a political subdivision pursuant to ORC Section 9.66(C)(1). Any person who provides a false statement to secure economic development assistance may be guilty of falsification, a misdemeanor of the first degree, pursuant to ORC 2921.13(D)(1), which is punishable by a fine of not more than \$1,000 and/or a term of imprisonment of not more than six months.
18. This agreement is not transferrable or assignable without the express, written approval of PICKAWAY COUNTY.

Voting on the motion was as follows: Commissioner Stewart, yes; Commissioner Wippel, yes; Commissioner Henson, yes. Voting No: None. Motion carried.

Attest: Angela Karr, Clerk

**In the Matter of
Executive Session:**

Commissioner Harold Henson recused himself from the Executive Session.

At 1:40 p.m., Commissioner Brian Stewart offered the motion, seconded by Commissioner Jay Wippel, to enter into Executive Session pursuant to ORC §121.22 (G) (8) to consider confidential information related to the marketing plans, specific business strategy, production techniques, trade secrets, or personal financial statements of an applicant for economic development assistance, or to negotiations with other political subdivisions respecting requests for economic development assistance, with Ryan Scriber, P3, Tim McGinnis, Planning and Development Director, Angela Karr, Clerk, and April Dengler, Deputy County Administrator in attendance.

Roll call vote on the motion was as follows: Commissioner Stewart, yes; Commissioner Wippel, yes; Commissioner Henson, recused. Voting No: None. Motion carried.

Attest: Angela Karr, Clerk

At 1:52 p.m., the Commissioners exited Executive Session and Commissioner Brian Stewart offered the motion, seconded by Commissioner Jay Wippel, to resume Regular Session.

Roll call vote on the motion was as follows: Commissioner Stewart, yes; Commissioner Wippel, yes; Commissioner Henson, recused. Voting No: None. Motion carried.

Attest: Angela Karr, Clerk

No action taken.

**In the Matter of
Pickaway Agriculture and Event Center:**

Tim Wilson, Pickaway Welcome Center, wanted to provide an update of events that are in the works for being scheduled at the Pickaway Agriculture and Event Center. There is interest of a three-day craft show event to be held twice a year with a five-year contract. The marketing material is being prepared and, in the works, once the Event Center is complete, they will be getting professional stock photos. Mr. Wilson is working on booking music groups for the Amphitheater and the small animal building is already scheduled for a few events. Mr. Wilson is working on horse shows and tractor events to be held in the larger buildings. There have been three to four contacts reaching out to the Welcome Center each week about scheduling events at the fairgrounds. Mr. Wilson has had discussion with music promoters that specialize in music festivals which may generate bookings for the amphitheater. Mr. Wilson is still working the wedding venue and Amphitheater and looking to hold car shows and guns shows.

TUESDAY, MAY 7, 2019
OFFICE OF THE BOARD OF COMMISSIONERS
PICKAWAY COUNTY, OHIO

In the Matter of
Weekly Dog Warden Report:

The weekly report for the Wright Poling/Pickaway County Dog Shelter was filed for week ending May 4, 2019.

A total of \$1,243 was reported being collected as follows: \$300 in adoptions; \$18 in boarding revenue; \$345 in dog licenses; \$255 in dog license late penalty; \$25 in microchip fees; \$80 in owner turn-ins; \$20 in owner turn-in puppy; \$120 in private donations; \$40 in redemptions; and \$40 in transfer out-rescue.

Three (3) stray dogs were processed in; six (6) dogs were adopted.

With there being no further business brought before the Board, Commissioner Wippel offered the motion, seconded by Commissioner Henson, to adjourn. Voting on the motion was as follows: Commissioner Stewart, yes; Commissioner Wippel, yes; Commissioner Henson, yes. Voting No: None. Motion carried.

Jay H. Wippel, President

Harold R. Henson, Vice President

Brian S. Stewart, Commissioner
BOARD OF COUNTY COMMISSIONERS
PICKAWAY COUNTY, OHIO

Attest: Angela Karr, Clerk