

Minutes for Thursday, July 16, 2015

Now and Then Purchase Orders...

Youth Subsidy.....Purchase order 29303, 29304

Auto, License & Gas.....Purchase order 29178

Sheriff.....Purchase order 29380

Mr. Love moved to approve the now and then purchase orders

Mr. Schroeder seconded the motion

Vote: Mr. Jerwers absent Mr. Schroeder yes Mr. Love yes

Exceptions: Mr. Jerwers n/a Mr. Schroeder none Mr. Love none

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Purchase orders and Travel Requests...

Sheriff.....Travel request for Scott Meyer & Brent Meyer to attend the open scuba classes at at the Ottawa YMCA and Gilboa Quarry July 17, 2015 to Sept. 17, 2015 with purchase order to Tim Birch-Maximum Bottom Time for \$750.00.

Mr. Love moved to approve the purchase orders/travel requests.

Mr. Schroeder seconded the motion

Vote: Mr. Jerwers absent Mr. Schroeder yes Mr. Love yes

Exceptions: Mr. Jerwers n/a Mr. Schroeder none Mr. Love none

8:30 a.m.

Commissioner Love moved to open the business session.

Commissioner Schroeder seconded the motion.

Vote: Mr. Jerwers absent Mr. Schroeder yes Mr. Love yes

8:20 a.m. – 9:10 a.m.

Dan Mapes and Brian Riedmaier of National Lime & Stone met with commissioner Love; administrator Jack Betscher and Jeff Giesige of the Soil & Water Conservation District regarding the flooding in Rimer. Dan said we are a privately owned company and have been in business since 1903. Mr. Love said Bill Garberson who lives on Road 17-S was the main spokesperson at the meeting last week concerning the flooding in Rimer. Mr. Love said apparently a dike was put in place and Dan said it is a safety berm. We have to provide safety around every quarry. Berm ends at open ditch **8:30 a.m.** Mr. Schroeder arrived. Dan said I believe it is Ohio Revised Code 131402 C. We pump 1 million gallons of water a day, and pump into ditch goes under 189. The installed an 18" tile did not go all the way to the river. ODOT bought the tile and they installed it since they put most of water in. He said since this past flood, they put in two 12" lines and these were operational when commissioners were there last week. Mr. Love said talked about a ditch over there that was started by Soil & Water, Jeff said went to final meeting thought it was too expensive, they are going to do it privately. Dan said normally don't pump into this ditch but did during flood. Dan said did a flood plain study on the berm. Dan told Vince it was a safety berm, we don't consider it a dike. Dan said this is the highest water ever got. Dan said we didn't change the water flow. Jeff

said the landowners are going to clean the ditch privately and said it does need help. Dan said it is just one of those unusual circumstances, too much rain. He said a lady called and said turn your pump off, you are flooding my basement and Dan said we haven't pumped since July 8. Mr. Love said they asked about blasting and Dan said all regulated by ODNR. Try to do it mid afternoon. Another company does blasting we do our own drilling. Dan said you have to sound a siren or horn before you blast to warn people. Dan said quarry since early 1900's. Dan said helps your budget being there, the economy. Turned one pump off July 8. Two pumps on south side and then to the west side. Dan said we didn't do this to cause problems. Dan said one week end we did hire the sheriff's deputy at \$25.00 an hour. He said use food grade oil. Jeff feels the landowners will do the ditch after the harvest.

9:30 a.m.

Len Meyer met with commissioners Love and Schroeder and said people are blowing grass on the road, and the whole road by PACC was totally covered with grass and he said grass on the road is like black ice, dangerous for motorcycles. He said should put something in the paper that if put grass on the road will get cited, and Mr. Love said I don't know if that is true. He said back in the 70's his dad got a fine for putting items on the road. He said every year it is getting worse and worse. He said also on Road 8, Kreinbrink has a pump that pumps water out of field, he said when it rains, he pumps water out of field onto the road. Len said other counties do this also.

9:45 a.m.

Commissioner Love telephoned Frank Reed of Frost, Brown and Todd regarding the hiring of Mr. Fitzgerald from Findlay to review the invoices from the plaintiff's attorneys.

9:50 a.m. – 10:25 a.m.

Tom Patrick, Bob Patrick, Carol Reynolds and another lady stopped in for the discussion scheduled with the prosecutor. Mr. Love said the item for today is to discuss the resolution that has been prepared by Gary Lammers under the direction of Frost Brown and Todd. To determine the appropriateness of attorney fees of the Patrick Brothers attorneys. Mr. Love read the resolution for the purpose of discussion for today. Prepared as a result of plaintiffs who wish to have attorney fees paid. Will not vote on it today. Will be on Tuesday, July 21, agenda at 10 a.m. Mr. Schroeder said we about have to do this as recommended by our attorney. We will get the documents of the bills out to the public, because open to the public. Our attorney is in court. He thought he could come here between court sessions, but could not make it. Our intent then is to bring it to a vote after our discussion today by the advice of our attorney. We will bring it off the table and will vote on it again at the meeting on the 21st. Carol Reynolds can you tell us who prepared the resolution and Mr. Love said the prosecutor, when was the discussion to authorize the preparation of the resolution. Mr. Schroeder said normally don't see resolution until it comes before us. Bob Patrick said this actually is what happened that got you in trouble. Mr. Love said this resolution was prepared. He said you need a resolution to authorize a resolution. Mr. Schroeder said we need to discuss to bring the resolution before us? Mr. Schroeder asked when does it stop? To prepare a resolution to discuss? Mr. Love said we do a resolution, we make a motion, we

discuss and then we discuss. We tabled it, we did it what Dan told us to do. Mr. Schroeder said we are going to do everything 48 hours ahead to give the public more time to be notified of the resolution. Carol asked when did you meet with Mr. Lammers and Mr. Schroeder said court case. Mr. Love said we did not meet with him. Carol asked about limit what Mr. Fitzgerald will charge, and Mr. Love said this is not in the resolution, just \$200.00 an hour. Why is it necessary, do you think attorney fees are unreasonable. Mr. Schroeder said I believe it was mentioned in court, Mr. Schroeder I think attorneys from Columbus. Will expert witness examine attorney fees from county as well, and Mr. Love said you are asking us to pay your fees. Carol asked how much are you paying for your attorneys? Mr. Love said I can get that for you. Mr. Love said ours is all public record. 702-443-7347 Carol Reynolds Mr. Love will call her. Mr. Love said any other questions. Bob Patrick curious who wasn't notified, Tom Patrick said should have been notified of today's meeting. Mr. Love no voting today, we are just discussing. Tom said has to be public discussion before you vote on it. Mr. Love said not voting today. Mr. Schroeder said this isn't Road 5, it is attorney fees. Bob Patrick said did you read the injunction, this is what this is all about today, making sure people know. He said I know it is quicker for you guys, you had all intentions of approving this. He said it is kind of backwards. He said no one has a chance to be part of the discussion, and you want it over and done with before people have a chance to participate and that is what appellate court said, it is not business as usual. He said I believe you guys are still violating the sunshine laws. Mr. Love said we both have different opinions on this, He said Gary Lammers is suppose to be here right now, either him or the attorney general. If you are not following sunshine laws, lack of knowledge is not an excuse of this. Mr. Schroeder said this is a discussion about hiring an attorney to look over bills. Bob said it is all about road 5, one doesn't exist without the other. He said you eliminate having people to participate and that is what it is suppose to be all about. He said people don't have to participate. Mr. Schroeder said we always had office open, it is open, third district court to notify, he said never made a conscious effort and told Travis that the other day and Travis said I will give you that. Mr. Schroeder said we are not lawyers, we are not trying to hide anything. Bob Patrick said you guys called Gary Lammers, and Gary said you had no right of way, and both of you were in that meeting, if we don't know then there won't be a problem. Mr. Schroeder said if no record, if lost or destroyed, automatically 60 feet, informational meeting, and said we should buy it. Mr. Schroeder said no problem because law said 60 feet, not that we don't inform the public. Tom Patrick said we have all the deeds and no right of way on any of them. Bob said we have deed with no right of way on it. Mr. Schroeder said no right of way on my deed. Tom said there is on one of his deed. Tom said to declare 60 feet have to petition to Columbus. Tom said there is a proper way to do it. Bob said both of you were there so it was a meeting. Mr. Love said it was posted. It was an informational meeting only Mr. Love and Mr. Schroeder said. Mr. Schroeder said on Tuesday went to listen to economic development. Bob said would appear from minutes that you were discussing.

10:25 a.m.

Agenda. Present were commissioners Love and Schroeder; administrator Jack Betscher; clerk Betty Schroeder and Nancy Kline of the Putnam County Sentinel.

10:30 a.m.

Mr. Love attended the 911 board meeting held at the sheriff's office.

11:00 a.m.

Bids for the CDBG project jail demolition were opened. Bids were received from the following:

<u>Contractor</u>	<u>Bid Amount</u>	<u>Bid Bond</u>
Schimmoe Construction	\$119,200	included
ALL Excavating & Demolition	\$44,800	included
Great Lakes Demolition	\$64,500	included
Hume Supply Inc.	\$77,800	included

The bids will be reviewed by all Commissioners and awarded at a later date.

Later when Mr. Love arrived, Mr. Schroeder moved to table the bids.

Mr. Love seconded the motion.

Vote: Mr. Schroeder yes Mr. Love yes

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11:40 a.m.

Mr. Schroeder left for lunch

11:55 a.m.

Mr. Love and Mr. Betscher left for lunch.

12:20 p.m.

Mr. Love and Mr. Betscher returned

12:50 p.m.

Mr. Schroeder returned

12:50 p.m.

Mr. Schroeder moved to continue with the business session

Mr. Love seconded the motion

Vote: Mr. Jerwers absent Mr. Schroeder yes Mr. Love yes

1:30 p.m. – 2:25 p.m.

Mike Klear of the Office of Public Safety, met with commissioners Love and Schroeder and administrator Jack Betscher regarding the lease of the building. The commissioners asked about the Rimer Stone Quarry. He said 35 feet, then 35 feet all equipment was on top level. They had time to get equipment out. EPA was there, bc had to prove some permits to go under highway. Had permission 8" and now put in two 12" ditch to north and another one to highway. He said he did not see anything when went out initially. He said one pump was dripping vegetable oil. EPA not too concerned had to get a new pump.

Mr. Love asked if had any conversation with St. Rita's. Karen Vorst thought lease for building. NW Ohio Hospital trailer he said Sandusky County took it. He said Anita had agreement with Ambulatory Care Center regarding rotating syringes.

Regarding lease for building wanted to know if provide an offer and Mr. Klear said yes. Hold off paying year's lease see if can do an offer. They currently pay \$18,460.00 a year lease. Mr. Klear said there are leaks in the roof, ceiling tiles show that. He also said sidewalks have to be replaced. He said never did anything with asphalt parking lot, probably will have to grind it down. Mike Klear said have to give Karen Vorst an offer and she will forward it. Mr. Love we need to make an offer and give it to them. LACP is St. Rita's ambulance service. Mr. Love said offer them like \$95,000.00 and have Greg Luersman provide a GIS picture of property. Mr. Schroeder said St. Rita's may put on a restriction that nothing but medical. Give first right of refusal. Intent is for EMS/EMA operations, emergency and transfer of ambulance services. Regarding the purchase, Mr. Love said we don't want to get something we can't get out of. Mike said they always have two vehicles that sit outside. Mike said I will get something and then have you review it before hand. Integrity did contract with Trilogy of Kalida. Mr. Klear asked if knew of anybody that would be interested in driving. FYI, said Marge Kohls is good, works at Ambulatory Care Center, reducing hours, thinking of hiring new medic. She is good fill-in. Get her in education program. She does all the meds for Office of Public Safety.

Mr. Klear asked if ever offered anything and commissioners said to ask Steve. Regarding maintenance on the vehicles, 7 stations, would probably have 7 shops. Right now, currently the county garage does the minor maintenance on the EMS vehicles.

2:25 p.m. –

Tim Schnipke, head maintenance, gave commissioners Love and Schroeder an update regarding several issues.

Ohio and Indiana (Duro-Last) roof they did at Ag Complex, gave invoice and the change orders.

Regarding courthouse roof..have to do someone on court house roof Mr. Schnipke said because ridge cap is standing up.

Frank Irwin of Duro-Last said e-mailed him about the numbers on roofs of maintenance area. Tim said Duro-Last's state contract got extended 2 months.

He asked do you care if we start getting it ready. If don't do it this year we will be good until next spring. West end is by far the worst Tim said. Commissioners said go ahead and fix it.

He said in Glandorf had SilverLine out looking at the windows is coming August 3. He will change a pieces of 6-7 windows. Windows are guaranteed for 15 years Tim said. Talked about blacktop and Tim said it can wait until next year. He said will have to be re-paved. Also at Glandorf working on spouting there (put in spouting screws), did flashing repair also. Dale's Concrete did the complex and landfill and will start the sidewalks in front of Crime Victim Services tomorrow. Aaron and Brady have been working on the Ag Complex roof. He told the Thrift Store they need to open doors (have garage door openers) to get air in. Tim said the courthouse chiller doing same thing... key pad on front does not work needs to be replaced. Just can't buy key pad have to buy key paid and circuit board, need this so we can fix it.

Regarding the landfill he said pond is draining. Jack said when drained, can we have Tim do the backhoe work.

3:10 p.m.

Mr. Schroeder left to bring Poet a copy of the resolution that was approved on Tuesday.

4:00 p.m. – 5:30 p.m.

Commissioners Love and Schroeder attended the 6119 meeting held in the assembly room.

5:30 p.m.

Mr. Love moved to adjourn

Mr. Schroeder seconded the motion

Vote: Mr. Schroeder yes Mr. Love yes

Mr. Love moved that the minutes/discussion notes be approved as read.

Mr. Schroeder seconded the motion and the roll being called upon its adoption, the vote resulted as follows: Mr. Schroeder yes Mr. Love yes