

Commissioners Journal # 88 Page 215

June 19, 2018

Burdett Brothers T1710834EA

Subject: Bills – Approved – Madison County

After reviewing each of the purchase orders, then and nows, and vouchers listed above, Mr. Hunter moved to approve all purchase orders and allow payment of all then and nows and vouchers.

Following a second from Mr. Forrest the result of the roll call was: Mr. Dhume, yes, Mr. Hunter, yes, and Mr. Forrest, yes.

Subject: Appropriation – Approved – Common Pleas

Mr. Hunter moved per the request of Tom Wilson, Common Pleas Court Administrator, to approve the appropriation from unappropriated funds for the following:

Appropriate: Common Pleas Court Special Project (2051-P000-5-0046) in the amount of \$9,000.00.

COURT ADMINISTRATOR
740-845-1780
CHIEF PROBATION OFFICER
740-845-1730
COURT REPORTER
740-845-1182
SECRETARY
740-845-1755

IN THE COURT OF COMMON PLEAS
MADISON COUNTY, OHIO
EAMON P COSTELLO, JUDGE
P.O. BOX 527
LONDON, OHIO 43140
740-845-1780

MADISON COUNTY
COMMISSIONERS
2018 JUN 14 AM 10:40

June 13, 2018

SUBJECT: INCREASE APPROPRIATION

HONORABLE COMMISSIONERS
COURTHOUSE
MADISON COUNTY, OHIO

DEAR SIRs:

For the purpose of paying expenses associated with installation of courtroom video surveillance system, it is respectfully requested that you increase appropriation per unappropriated funds as follows:

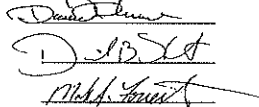
From: Common Pleas Court Special Project Fund, Account Number 205100040010, in the amount of \$9,000.00

To: Common Pleas Court Special Project Expense, Account Number 2051P00050046, in the amount of \$9,000.00.

Respectfully Submitted,


COURT ADMINISTRATOR

COMMISSIONERS:



Cc: Auditor
Common Pleas Court

Following a second from Mr. Forrest the result of the roll call was: Mr. Dhume, yes, Mr. Hunter, yes, and Mr. Forrest, yes.

Subject: Decrease PO Funding – Approved – Commissioners Other

Mr. Forrest moved to approve the decrease of PO funding for the following:

Decrease: Commissioners Other (1000-A01A-5-0046) PO # 1549 in the amount of \$14,589.00.

Following a second from Mr. Hunter the result of the roll call was: Mr. Dhume, yes, Mr. Hunter, yes, and Mr. Forrest, yes.

Subject: Budget Revision – Approved – Courthouse Repairs

Mr. Forrest moved to approve the budget revision for the following:

Decrease: Commissioners Other (1000-A01A-5-0046) in the amount of \$14,589.00.

Increase: Courthouse Repairs (1000-A04B-5-0050) in the amount of \$14,589.00.

Following a second from Mr. Hunter the result of the roll call was: Mr. Dhume, yes, Mr. Hunter, yes, and Mr. Forrest, yes.

Subject: Increase PO Funding – Approved – Courthouse Repairs

Mr. Forrest moved to approve the increase of PO funding for the following:

Increase: Courthouse Repairs (1000-A04B-5-0050) PO # 1559 in the amount of \$14,589.00.

Following a second from Mr. Hunter the result of the roll call was: Mr. Dhume, yes, Mr. Hunter, yes, and Mr. Forrest, yes.

Subject: Budget Revision – Approved – Sublease & Rentals

Mr. Hunter moved to approve the budget revision for the following:

Decrease: Commissioners Other (1000-A01A-5-0046) in the amount of \$302.75.

Increase: Sublease & Rentals (1000-A15A-5-0512) in the amount of \$302.75.

Following a second from Mr. Forrest the result of the roll call was: Mr. Dhume, yes, Mr. Hunter, yes, and Mr. Forrest, yes.

Barrett Beuhner T171084EA

Subject: Engagement Letter – Approved – Taft

Mr. Forrest moved to approve the engagement letter for economic development incentives with Taft Stettenius & Hollister LLP, and Madison County in accordance with the letter below.

MADISON COUNTY COMMISSIONERS
Taft/

June 12, 2018
Page 2

meals, messenger services, photocopying, filing fees and staff overtime when required by you or the matter's timing. Our statements are payable upon receipt, and you agree that should any of our bills be unpaid for any reason, we shall have the right to withdraw from representation of the County at our option, without liability for withdrawal. Our engagement is also subject to the following agreements.

Casey
CASSON
ccasson@madison.com

June 12, 2018

via ELECTRONIC MAIL

Rob Case
County Administrator
Madison County, Ohio
1 N. Main Street
London, OH 43140

Re: Engagement letter for economic development incentives matters

Dear Rob:

Thank you for retaining Taft Stettenius & Hollister LLP (the "Firm") to represent Madison County, Ohio (the "County") in the above-referenced matter and such other matters as we may mutually agree for the Firm to work upon from time to time. This letter will confirm the financial aspects of our representation. Our experience has taught us that our clients appreciate a clear understanding of our fees.

Our regular billing practice involves the maintenance of a detailed record of the time spent on legal matters by each professional in the office. Each attorney and legal assistant ("personnel") has a specified hourly billing rate or range of rates. Our fees for most services are calculated on the basis of the recorded time spent (multiplied by the respective billing rates in effect at the time the services are rendered). We will be primarily responsible for handling the work done on this matter. Hourly billing rates for other attorneys in the Firm who may work on your matter currently range from \$160 to \$300. Billing rates are subject to adjustment from time to time. We make every effort to keep our charges as reasonable as possible and to act in a cost-conscious manner. To achieve this, we allocate legal tasks to those in our office whose skills are most appropriate to accomplish those tasks with greatest efficiency. Toward this end, we often assign tasks to paralegals who work under attorney supervision at lower billing rates. My regular hourly rate is \$450 per hour.

We will bill the County periodically, generally monthly, for legal services rendered. These statements will include charges for certain items including, but not limited to, long distance telephone, telexcopy, parking and local transportation, travel (including airfare, lodging and ground transportation), computer research, writing

Madison County, Ohio
Casey Casson / Madeline Casson / Taylor / Hollister / Madeline / Madeline / Madeline

1. Confidential Communications

a. There are many different methods that we may use to communicate with the County, including cell phones and land lines, email, SMS, voice messaging, facsimile, etc., all of which promote efficiency and timely responses. By executing this letter agreement, the County consents to the use of these types of communications. As you know, many of these systems may not be as secure as face-to-face meetings or the mailing of hard copies of documents. If the County wishes to communicate with the Firm only via traditional means (such as letters sent via U.S. Mail or telephone land lines), please advise us of that request in writing and we will accommodate you.

b. Regardless of the type of method used, communications between our Firm and the County are confidential. These communications may be subject to attorney/client privilege which means that neither the County nor anyone from our Firm may be called to testify about the nature and subject matter of our communications; however, the privilege can be lost if you share the communications with a third-party. In the event the County believes these communications should be shared, please consult the Firm so that we can collectively determine what information should be provided to the third-party, as well as when and how it should be provided. As an example, if the County forwards a privileged email communication from the Firm to a third-party, the privilege may be lost.

2. Conflicts of Interest. As you know, the Firm represents many other companies and individuals. It is possible that during the time that we are representing the Company, some of our present or future clients (herein referred to as "Other Client") will have disputes or transactions with the Company. The Company agrees that we may continue to represent Other Client in any matter that is not substantially related to this particular engagement where the representation of Other Client will not be directly adverse to the Company and where that other representation will not materially limit our responsibilities to the Company.

3. Employment of Additional Professionals. If the Firm deems it necessary to employ additional professionals with specialized skills and, after consultation with the County, the County deems it appropriate to do so, additional professionals may be employed by the Firm. In such event, where appropriate, the Firm will

June 12, 2018
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employ such professionals in the name of the County. Notwithstanding the firm of employment of the professional, however, the County is obligated to pay the fees of the professional in full upon the rendering of a statement. The Firm reserves the right to suspend and obtain an affidavit relative to delay the fees and expenses of all professional services rendered in connection with a County matter. All fees and expenses of all professional services shall be subject to the security provisions, interest provisions and other applicable provisions of this Policy Statement on Billing Practices.

4. **Withdrawal from Representation.** This agreement provides that the County must fully cooperate with the Firm in a number of respects, including timely payment of bills. If the Firm does not receive the full cooperation of the County or billings are not paid on a timely basis, or if we determine that an actual or potential conflict of interest may exist in the future with respect to ongoing representation of the County, we reserve the right to withdraw from representing the County beyond which the County has retained the Firm.

PRIVACY POLICY NOTICE

Amongst the other professionals who address personal financial matters, are now required by a new federal law to inform their clients of their policies regarding privacy of client information. Always have been and continue to be bound by professional standards of confidentiality that are even more stringent than those required by this new law. Therefore, we have always protected your right to privacy.

In the course of providing our clients with legal services and advice, we receive personal financial information from our clients. If you are a client of the Firm, you should know that all information that we receive from you is held in confidence, and is not released to people outside the Firm, except as agreed in by you, or as required under an applicable law.

We retain records relating to professional services that we provide so that we are better able to assist you with your professional needs and, in some cases, to comply with professional guidelines. In order to guard your confidential information, we maintain physical, electronic, and procedural safeguards that comply with our professional standards and obligations.

Please do not hesitate to contact me with any questions you may have concerning these policies and procedures. In addition, I will be responsible for reviewing and issuing your monthly statements and will be prepared to answer any questions you may have about them.

If the foregoing accurately reflects your understanding of the terms and conditions of our representation, please indicate your acceptance by executing the enclosed copy of this letter in the space provided below and returning it to me in the self-addressed enclosed envelope.

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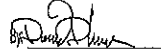
We are very pleased to have this opportunity to serve you.

Very truly yours,

ACKNOWLEDGED AND ACCEPTED:

TAFT STETTINUS & HOLLISTER LLP

MADISON COUNTY, Ohio



Chris L. Conroy

20180611

Following a second from Mr. Hunter the result of the roll call was: Mr. Dhume, yes, Mr. Hunter, yes, and Mr. Forrest, yes.

Berndt-Berntsen TT17080-6A

Subject: Agreement – Approved – Family & Children

Mr. Forrest moved per the request of Jenn Coleman, Family & Children Care Coordinator to approve the agreement between Family & Children First Administrative Agency and The Ohio Department of Developmental Disabilities for Early Intervention Local Outreach Funds. July 1, 2018 – June 30, 2019.

EARLY INTERVENTION
LOCAL OUTREACH FUNDS
AGREEMENT

MADISON COUNTY
COMMISSIONERS

2018 JUN 19 AM 9:24

July 1, 2018 – June 30, 2019

This Grant Agreement (the "Agreement") is entered into by and between the Family and Children First Administrative Agency (hereinafter "Grantee") and the Ohio Department of Developmental Disabilities (hereinafter "Department"), collectively referred to as the "parties."

WHEREAS, Part C of the Individuals with Disabilities Education Act (IDEA) is a federal program that assists states in operating a comprehensive statewide program of early intervention services for infants and toddlers with disabilities, ages birth through age 2 years, and their families;

WHEREAS, the Department seeks to provide state general revenue funds to support early intervention child find outreach activities in accordance with 34 CFR 303.302.

All notices, consents, and communications hereunder shall be given electronically to the contacts listed below:

Nathan DeDino	Jacob Poskuhl	Atondira Ghee
DODD Program Contact	DODD Grants Management Contact	DODD Business Contact
Part C Coordinator	Financial Program Manager	Senior Financial Analyst
Nathan.DeDino@dodd.ohio.gov	Jacob.Poskuhl@dodd.ohio.gov	Atondira.Ghee@dodd.ohio.gov

Grantee Notice Contact Name	
Administrative Agency Name	<i>Family & Children First</i>
Title	<i>Commissioner</i>
Email Address	

NOW THEREFORE, the parties agree as follows:

1. Term: This AGREEMENT is effective July 1, 2018 through June 30, 2019 unless terminated prior thereto pursuant to Sections 5 or 6.

2. The Department Responsibilities – DODD will provide \$1 million dollars in state general revenue funds in accordance with the allocation table (Addendum A) developed in consultation with the Early Intervention Advisory Council.

Payments will be released in quarterly installments, however, payments for the third and fourth quarter shall not be disbursed until Grantee activity reports (Exhibit A) due December 31, 2018 are reviewed and approved by the Department.

All payments will contain a payment message in the following format:
EI OUTREACH_SFY19QX_State Funds_Advtn Agent County Name FCPC

3. The Grantee Responsibilities – The funds must be used (1) to support outreach for Ohio's Early Intervention program, (2) in accordance with any relevant federal regulations governing states' Part C Early Intervention programs (34 CFR 303), and (3) in accordance with any local policies and procedures. The funds may be used to pay for personnel costs, promotional materials, advertising, and other appropriate activities related to outreach for Ohio's Early Intervention program.

Administrative agencies must report twice each year about the EI outreach activities they engaged in using the funds allocated to the county using the reporting template (Exhibit A) attached to this Agreement. These reports shall be sent to the Department via e-mail to EI@dodd.ohio.gov. Reports shall be submitted on or before December 31, 2018 and July 31, 2019. The December 31st report should cover activities beginning July 1, 2018 through

Benett Brothers T77-0884EA

Subject: Memorandum of Understanding – Approved – Zone Application

Mr. Hunter moved to approve the memorandum of understanding for a zoning application between Madison County and Big Plain Solar, LLC, in accordance with memorandum of understanding below.

MADISON COUNTY COMMISSIONERS

MEMORANDUM OF UNDERSTANDING JUN 19 AM 9:00

BIG PLAIN SOLAR ALTERNATIVE ENERGY ZONE APPLICATION

This Memorandum of Understanding (this "Memorandum") is made and entered into by and between Madison County, Ohio, with its main office located at 111 Main Street, London, Ohio 41040 (hereinafter referred to as the "County") and Big Plain Solar, LLC, a Delaware limited liability company (hereinafter referred to as "Big Plain Solar"), under the following circumstances:

WHEREAS, this Board of County Commissioners (this "Board") seeks to encourage the development of alternative energy facilities within the County; and

WHEREAS, Big Plain Solar has expressed interest in constructing a solar energy facility (the "Facility") within the County and has provided this Board with sufficient detail of the proposed Facility to support its development; and

WHEREAS, in order for the Facility to be economically competitive, it is necessary to establish an alternative energy zone pursuant to law ("PILOT") arrangement pursuant to Ohio Revised Code ("ORC") Section 5722.25;

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

1. In the event Big Plain Solar submits an alternative energy zone-qualified energy project completion application to the Ohio Development Services Agency for the Facility pursuant to ORC Section 5722.25 (the "Application"), this Board shall take all necessary actions to approve the Application pursuant to ORC Section 5722.25(B)(1)(a) and exempt the Facility from taxation.
2. The agreed PILOT for the Facility shall be limited to the maximum amount permitted pursuant to ORC Section 5722.25(C) (\$1,000 per megawatt of nameplate capacity located in the County).

(The remainder of this page intentionally left blank.)

IN WITNESS WHEREOF, Madison County, Ohio and Big Plain Solar, LLC have caused this instrument to be executed on this ___ day of _____, 2018.

MADISON COUNTY, OHIO

BIG PLAIN SOLAR, LLC, a Delaware limited liability company

By: [Signature]
David Deane, County Commissioner

By: _____

Name: _____

By: [Signature]
Mark Forrest, County Commissioner

Title: _____

By: [Signature]
David Hunter, County Commissioner

2018061911

Following a second from Mr. Forrest the result of the roll call was: Mr. Dhume, yes, Mr. Hunter, yes, and Mr. Forrest, yes.

Subject: Resolution – Approved – Executive Session

Mr. Forrest moved to enter into executive session at 9:02 a.m. to discuss economic development.

Following a second from Mr. Hunter the result of the roll call was: Mr. Dhume, yes, Mr. Hunter, yes, and Mr. Forrest, yes.

Subject: Resolution – Approved – Executive Session

Mr. Forrest moved to exit out of executive session at 9:06 a.m. No action was taken.

Following a second from Mr. Hunter the result of the roll call was: Mr. Dhume, yes, Mr. Hunter, yes, and Mr. Forrest, yes.

Subject: Bid Opening – Engineer

The bid opening for the 2018 Old Columbus Road Bridge & Paving Project took place on Tuesday June 19, 2018 at 11:00 a.m.

- One bid was received in the amount of \$998,308.40 – from – The Shelley Company 1700 Fostoria Ave. Suite 200 P.O. Box 3100, Findlay, Ohio 45840.



June 19, 2018

Honorable Board of Madison County Commissioners 1 North Main St London, OH 43040

Re: Engineer's Estimate - 2018 Old Columbus Road Bridge & Paving Project Tuesday, June 19, 2018 at 11:00 AM - Bid Opening

Cordner

The Engineer's Estimate for the Columbus Road Bridge & Paving Project is as follows:

Base Bid \$1,012,558.77 Alternate 2 BCL \$53,750.00

Sincerely,

By: [Signature] Bryan Hura, PE, ES Madison County Engineer

cc: FB

PROPOSAL

To: The Board of Commissioners, Madison County, Ohio
 POLICE, and all Madison County Public Employees

For: [Project Description]

Project Location: [Address]

Project Description: [Detailed Description]

Project Number: [Number]

Project Date: [Date]

Item No.	Description	Quantity	Unit	Price	Total
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Note – This bid will be reviewed by the Engineer and then a recommendation will be provided to the Commissioners.

Burrell Brothers T171084EA

Subject: Park Board

The monthly Park Board meeting took place on Tuesday June 19th at 9:30 a.m.

Those Present

MADISON COUNTY COMMISSIONERS
Park Board
June 19, 2018 9:30 a.m.

1. Kristy Spack
2. Alan Hunter
3. Wanna Roberts
4. Mike Williams
5. Julie Canning
6. Rob Spax
7. Donna Hunter
8. Donna Hunter
9. Mr. Hunter
10. Off. Colman
11. Erin Dume
12. _____
13. _____
14. _____
15. _____
16. _____
17. _____
18. _____
19. _____
20. _____
21. _____
22. _____
23. _____

Subject: Park Board - Approved - Financial Sheet

Mr. Forrest moved to approve the monthly Park Board financial sheet.

MADISON COUNTY METROPOLITAN PARK BOARD
May 2017

<hr/>	
Balance as of Park Board May, 2018	\$791.18
<hr/>	
<u>Expenses</u>	
Central Portables - March 30, 2018 Event	\$80.00
ABC Restrooms - April and May Services	\$180.00
<u>Revenue</u>	
<u>Balance</u>	\$531.18
Double Bond Balance	Balance is \$21,292.42
<u>Expenses</u>	
	\$
<u>Revenue</u>	
	\$ 0.00
<u>Balance</u>	\$ 21,292.42

Funding of \$53,047.15 for Metro Parks Fund 2012-2013 has not been received.

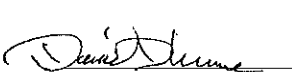
Following a second from Mr. Hunter the result of the roll call was: Mr. Dume, yes, Mr. Hunter, yes, and Mr. Forrest, yes.

Park BoardNew Business

- Bryan Dhume, Engineer, provided the invoice cost for the Roberts Pass Extension in the amount of \$69,657.25.
- Bryan Dhume, Engineer, is working on trail inspections, and putting together a maintenance plan.
- Bryan Dhume, Engineer, is working on looking into potential options for the mowing along the trail.
- The Commissioner approved using another company to provide Port-a-John services. The Port-a-John services need to be ADA compatible.
- Waiting on talking to the City of London about the re-extension until the current - construction is completed.
- Gospel Road camp projects – This project is to build a kiosk and clean up along the bike trail.
- ODNR/Ohio Trail Partnership regional trail planning meetings is seeking options on how to obtain funding. Next meeting will take place on 6-24-18.
- The approval of processing Park Board invoices will be discussed between the Engineer's and Commissioners offices.

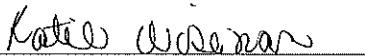
Old Business

- The Park Board donations are up to ~\$55K.
- Waiting on a plan project for the Nature Works Grant.


David Dhume


David Hunter


Mark Forrest

ATTEST: 
Kate W. W. W.