

FRANKLIN COUNTY BOARD OF COMMISSIONERS

MINUTES OF GENERAL SESSION

October 30, 2018

The Franklin County Board of Commissioners convened in the Commissioners Hearing Room at 9:00 A.M. on Tuesday, October 30, 2018.

Present were: Kevin L. Boyce, President  
Marilyn Brown, Commissioner  
John O'Grady, Commissioner

Also present on the dais were Nick Soulas, 1<sup>st</sup> Assistant, Prosecuting Attorney Office; Kenneth N. Wilson, County Administrator; Zachary Talarek, Director, Office of Management and Budget; and Antwan Booker, Clerk to the Board of Commissioners.

President Boyce called the meeting to order at 9:05 A.M.

President Boyce: This morning we are recognizing October as Breast Cancer Awareness Month, with us is Bev Soult, President and CEO of Cancer Support Community Central Ohio and their Director of Development and Marketing, Debbie Beyer, and Program Director, Angie Santangelo, along with special guest, Trish Kiehl, a breast cancer survivor and participant at Cancer Support Community Central Ohio.

Ms. Soult: Good morning. Thank you for having us and recognizing the importance of what Cancer Support Community does for the community. You hear me always, but it is important for you to hear the difference it makes from someone who benefits from our services.

Ms. Kiehl: Good morning and thank you for having us here today. I want to thank you for providing funding to Cancer Support Community because your funding enables me to be a survivor and to empower others. I was diagnosed with breast cancer in November of 2017. I had surgery before Christmas in 2017. I was not ok. As I was going through my radiation treatments, I saw the newsletter for Cancer Support Community and decided to attend. It was a decision that has changed my life. I attend the support group and other services they provide. All of the services are evidenced-based at no cost. It is not just for cancer patients and survivors. Caregivers and family members are welcomed as well. You cannot put a price on sharing your experience with others. Thank you for your support.

Commissioner Brown: You are a great spokesperson for Cancer Support Community. Without this support, I do not know how people get through a diagnosis of cancer.

Ms. Kiehl: It is a wonderful organization in a horrible situation. I have made lifelong friends.

President Boyce: Thank you so much for your advocacy. It is a reminder to those who are watching to get their annual mammogram. I have a friend who is going through this situation. It is people like you that gives people hope to continue on. You make a difference in the lives of people you have in your support group and others as well.

Commissioner O'Grady: We know that Cancer Support Community is a great organization. We appreciate you being here today and all the work that you do for the community.

Commissioner Brown: How can someone get in contact with Cancer Support Community?

Ms. Soult: You can visit our website at [www.cancersupportohio.org](http://www.cancersupportohio.org) or 614-884-4673. We are there six days a week. No one should have to face cancer alone. That is our motto and mission.

(group picture)

Approval of the minutes of October 18, 2018 Administrative Session, and the minutes of October 18, and October 25, 2018 Briefing Session. Commissioner Brown moved to approve the minutes, seconded by Commissioner O'Grady. The minutes were unanimously approved by roll call vote.

**Resolution No. 735-18**, resolution authorizing a non-general fund supplemental appropriation to support the FCJS Modernization Project. (Clerk Of Courts), presented by Jason Sankey, CIO, Clerk of Courts.

Mr. Sankey: We are seeking approval of a supplemental appropriation in the amount of \$90,000 to be transferred from the Criminal Justice Information Systems Fund. These funds are to continue professional consulting services with Crow, LLP. Crow will provide ongoing project management oversight and provides industry expertise as we move forward with the continuation of negotiations of our new court case management system.

Commissioner Brown moved to approve Resolution 735-18, seconded by Commissioner O'Grady. The Resolution was unanimously adopted by roll call vote.

**Resolution No. 736-18**, resolution authorizing contracts for attendance services with Columbus City School and Groveport Madison Schools (\$104,482.00)(Domestic Relations),

presented by Barbara Reeves, Deputy Director of Finance, Domestic Relations Court, and Julie Troth, Director of Programs, Domestic Relations Court.

Ms. Reeves: This resolution is requesting the approval of a contract with Columbus City Schools and Groveport Madison Schools that will provide attendance services to youth and families to reduce school truancy violations. I will let Ms. Troth discuss the program in more detail.

Ms. Troth: Our truancy intervention and prevention program reduces formal court filings related to truancy by partnering with local school districts to address barriers. Some of our indicators of success are that 314 youth and families who were referred to the truancy intervention and prevention program for the 2017-2018 school year in Columbus City Schools, only 19 required formal court intervention. 202 youth and families were referred to the program in Groveport Madison Schools and only 25 required formal court intervention.

Commissioner Brown moved to approve Resolution 736-18, seconded by Commissioner O'Grady. The Resolution was unanimously adopted by roll call vote.

**Resolution No. 737-18**, resolution authorizing a contract extension with Pediatric Academic Association to provide medical services for the Franklin County Juvenile Detention Center (\$1,311,292.00)(Domestic Relations), presented by Ms. Reeves.

Ms. Reeves: This resolution is requesting a contract extension for two years with Pediatric Academic Association (PAA) that provides medical services to the youth in the Juvenile Detention Center. The two year contract will not exceed \$1,311,292, which represents an increase of \$44,000 from the previous year. PAA has been providing medical services to the facility since 2001.

Commissioner Brown moved to approve Resolution 737-18, seconded by Commissioner O'Grady. The Resolution was unanimously adopted by roll call vote.

**Resolution No. 738-18**, resolution authorizing the settlement of legal claims brought in the United States District Court for the Southern District of Ohio, being Case No. 2:17-cv-00613, known as Jane Doe v. Franklin County Coroner, et al. (\$15,000.00)(Coroner), presented by Matthew Caudill, Director of Operations, Coroner's Office.

Mr. Caudill: We are seeking approval of a settlement of a lawsuit. The plaintiff was a former employee of the Coroner's Office. The plaintiff alleged violations of the FMLA, ADEA, and ADA. The parties participated in a mediation and reached a settlement. The settlement is a global settlement that resolves a related worker's compensation claim. It prevents the plaintiff from seeking future employment with any Franklin County agency and includes no admission of liability.

Commissioner Brown moved to approve Resolution 738-18, seconded by Commissioner O'Grady. The Resolution was unanimously adopted by roll call vote.

**Resolution No. 739-18**, resolution approving a ditch maintenance petition for Morrison Farms East Section 3, Jefferson Township, Franklin County, Ohio (Drainage Engineer), presented by Jim Ramsey, Assistant Highway Engineer, Engineer's Office.

Mr. Ramsey: This resolution seeks approval of the ditch maintenance petition for Morrison Farms East Section 3 in Jefferson Township. The petition ensures that the improvements will be properly maintained.

Commissioner Brown moved to approve Resolution 739-18, seconded by Commissioner O'Grady. The Resolution was unanimously adopted by roll call vote.

President Boyce: We have a Public Hearing. Can the Clerk please read the Public Hearing?

PUBLIC HEARING— Resolution regarding the establishing, altering and widening of Bevelhymer Road, Plain Township, Franklin County, Ohio, viewed – Engineer to file plans as necessary.

President Boyce: I would like to open up the Public Hearing for this resolution. Is there anyone here in the audience who would like to speak on this Public Hearing? Seeing none, I would like to close the Public Hearing and have the clerk read the resolution into record.

**Resolution No. 740-18**, resolution establishing, altering and widening of Bevelhymer Road, Plain Township, Franklin County, Ohio, viewed – Engineer to file plans as necessary (Engineer), presented by Cornell Robertson, County Engineer, Engineer's Office.

Mr. Robertson: This resolution is for the drainage project in the northeast part of the county. It is a cooperative project with Plain Township. This resolution will allow us to move forward with the project, enter into agreements, and design the improvement.

Commissioner Brown moved to approve Resolution 726-18, seconded by Commissioner O'Grady. The Resolution was unanimously adopted by roll call vote.

**Resolution No. 741-18**, resolution authorizing a contract with The Kleingers Group, Inc., consultants, to provide engineering services (\$281,096.00)(Engineer), presented by Mr. Robertson.

Mr. Robertson: This resolution is for the capital improvement project in the northeast part of the county in Jefferson Township at the intersection of Reynoldsburg-New Albany Road and Clark State Road. This resolution is a recommendation for design contract award to Kleingers.

Commissioner Brown moved to approve Resolution 741-18, seconded by Commissioner O'Grady. The Resolution was unanimously adopted by roll call vote.

**Resolution No. 742-18**, resolution to enter into contract with Patrick Engineering Inc., consulting engineers appointed to assist the Franklin County Engineer in performing preliminary engineering for the Commerce Street under Norfolk Southern Railroad and CSX Railroad, Franklin County, Ohio (\$99,500.00)(Engineer), presented by Mr. Robertson.

Mr. Robertson: This resolution is for a capital improvement project in the southeast part of the county along Commerce Street under Norfolk Southern Railroad and CSX Railroad. This resolution is for a preliminary design contract.

Commissioner Brown moved to approve Resolution 742-18, seconded by Commissioner O'Grady. The Resolution was unanimously adopted by roll call vote.

**Resolution No. 743-18**, resolution for the preliminary allocation and final encumbrance of County Motor Vehicle License Fee (\$5) Funds for the Village of Urbancrest (\$40,457.00)(Engineer), presented by Carla Marable, Director of Communications, Engineer's Office.

Ms. Marable: The Village of Urbancrest has requested to use a portion of their permissive fee to resurface 3<sup>rd</sup> Avenue and 4<sup>th</sup> Avenue between US 62 and Wallace Lane. The County Engineer has viewed the proposed use of the funds and has determined that they meet the allowable uses.

Commissioner Brown moved to approve Resolution 743-18, seconded by Commissioner O'Grady. The Resolution was unanimously adopted by roll call vote.

**Resolution No. 744-18**, resolution for the approval of the Morrison Farms East Section 3 subdivision plat, Jefferson Township, Franklin County, Ohio (Engineer), presented by Ms. Marable.

Ms. Marable: This resolution seeks approval of the Morrison Farms East Section 3 subdivision plat. The subdivision is located in Jefferson Township off of Havens Corners Road. Approval of this resolution is the last legislative step to allow the developer to move forward and begin to sell lots and start building homes.

Commissioner Brown moved to approve Resolution 744-18, seconded by Commissioner O'Grady. The Resolution was unanimously adopted by roll call vote.

**Resolution No. 745-18**, resolution authorizing a contract with Motorola Communications, Inc. for interoperable communications portable and mobile radios through the FY 2016 Homeland Security Law Enforcement set aside Grant (\$86,277.50)(Homeland Security), presented by Jessica Yuzwa, Homeland Security.

Ms. Yuzwa: This resolution is a contract with Motorola Communications and for portable and mobile radios requested by agencies within the Homeland Region 4. These items are being funded with State Homeland Security Law Enforcement Grant Funds. The procurement was based on a request for bid through Franklin County Purchasing. Motorola Communications was the lowest and best bid received.

Commissioner Brown moved to approve Resolution 745-18, seconded by Commissioner O'Grady. The Resolution was unanimously adopted by roll call vote.

**Resolution No. 746-18**, resolution approving purchases for various Franklin County agencies (\$2,410,510.54)(Purchasing), presented by Karl Kuespert, Director, Purchasing.

Mr. Kuespert: Good morning Commissioners, Karl Kuespert representing the Franklin County Purchasing Department. The resolution before you requests your approval of 109 purchase orders. For Small Emerging Business Enterprises, there are 51 eligible purchase orders which equals 17.6% of the eligible **purchase order volume**; their purchase order dollar amount is \$297,112.55 which is 58.7% of the eligible **purchase order dollar value**. Eligible purchase orders are those where the SEBEs are likely to participate. These purchase orders have been precertified as to the availability of funds by the County Auditor.

Commissioner Brown moved to approve Resolution 746-18, seconded by Commissioner O'Grady. The Resolution was unanimously adopted by roll call vote.

**Resolution No. 747-18**, resolution authorizing General Fund supplemental appropriations related to the arena lease. (Board of Commissioners), presented by Zak Talarek, Director, Office of Management and Budget.

Mr. Talarek: This resolution authorizes additional appropriations in the amount just over \$172,000. This additional amount is necessary as a result as higher than anticipated casino tax revenue in 2018. The adjustment reflects 28% of this additional revenue collections, which is the percentage required to be distributed pursuant to the terms of the lease approved by Resolution No. 938-11.

Commissioner Brown moved to approve Resolution 747-18, seconded by Commissioner O'Grady. The Resolution was unanimously adopted by roll call vote.

**Resolution No. 748-18**, resolution expressing the unconditional support of the Board of Commissioners for public employee collective bargaining rights. (Board of Commissioners), presented by Rob Young, Director, Human Resources.

Mr. Young: The right of workers to organize and collectively bargain for better wages, safer working conditions, legal protections, health benefits, and leave policies ensure stable families and healthy communities. Organized labor not only increased salaries for ordinary employees through collective bargaining, but effectively created the middle class by organizing for — and winning — the minimum wage, 40-hour work week, the weekend, paid sick leave, vacation pay, and an end to child labor. On June 27, 2018, the U.S. Supreme Court ruled in a 5-4 decision in the case of *Janus v. AFSCME Council 31* to restrict unions from collecting “fair share” fees from those employees benefiting from the hard work of collective bargaining but electing to not participate in a union. The *Janus* decision represents a major blow to the middle class and the rights of workers and denies those hard-working public employees the access to the strong safeguards that unions bring to the negotiating table. Be it resolved by the Board of Commissioners, Franklin County, Ohio, that the Board of Commissioners stands in solidarity with our public employees, and all Franklin County residents for the intrinsic rights of working people and the long effort to restore the balance of economic power in our country.

Commissioner Brown: I want to thank everyone who worked on getting this resolution together. This is who we are in Franklin County.

Commissioner O'Grady: Unions have been under attack for a long time in Ohio. I am glad we are passing this resolution. If you are enjoying the benefits from the union, and not willing to pay for it is a shame.

Commissioner Brown: Can we make sure we get this sent out to all of the bargaining units?

Kenneth Wilson, County Administrator: Yes, Commissioner.

Commissioner Brown moved to approve Resolution 748-18, seconded by Commissioner O'Grady. The Resolution was unanimously adopted by roll call vote.

President Boyce: We have a Public Hearing. Can the Clerk please read the Public Hearing?

**PUBLIC HEARING**--Hearing on a petition to annex 0.610 +/- acres from Clinton Township to the City of Upper Arlington Case #ANX-22-18.

President Boyce: I would like to open up the Public Hearing for this resolution. Is there anyone here in the audience who would like to speak on this Public Hearing? All those who plan to present any testimony in this hearing regarding the proposed annexation of 0.610 acres from Clinton Township into the City of Upper Arlington please stand. Do you swear to tell the truth, the whole truth, and nothing but the truth, under penalty of perjury? [All speakers responded in the affirmative.]

Jenny Snapp, Assistant Director, Economic Development and Planning: This resolution is to consider a Regular Annexation of 0.610 acres from Clinton Township to the City of Upper Arlington. The area to be annexed includes 0.610 acres at 2376 North Star Road, which is east of North Star Road, south of West Lane Avenue, west of Carmack Road and north of Kinnear Road. Additionally, 66% of the site's perimeter is contiguous to the City of Upper Arlington. The petition was filed by Agent/Attorney Don Plank, Plank Law Firm, on behalf of the owners Royboy, LLC, John Royer. The applicant has met all statutory requirements outlined in Section 709.03 of the Ohio Revised Code, and at the conclusion of the testimony from the property owner, the Board must determine the 5 criteria outlined. The five criteria are:

- That the petition contains the signatures of a majority of the owners of real estate in the territory and that an accurate legal description was included.
- That Upper Arlington has provided a statement of services to be provided to the territory proposed to be annexed.
- The territory is not unreasonably large.
- On balance, the general good of the territory will be served, and the benefits will outweigh the detriments to the surrounding area.
- No street or highway will be divided or segmented.

The applicant has provided proof of notification, and timeline, and has provided a resolution from the City of Upper Arlington identifying the services that will be provided once the annexation has been adopted. Resolution Number 11-2018 was passed by the City of Upper Arlington on September 24, 2018.

Don Plank, Attorney, Plank Law Firm: This is a regular annexation. The binder that I have handed to you supports the five elements. (Mr. Plank had maps to show the property to be annexed.) This parcel will be developed as one parcel, under one tax parcel. In an expedited annexation, I cannot combine tax parcels. In a regular annexation, I can. The benefit of the remaining parcel is that we are oversizing the sanitary sewer line to serve the north side of Lane Avenue.

President Boyce: Are there any additional speakers? Seeing none, I will close the public hearing and have the Clerk read the resolution into the record.

**Resolution No. 749-18**, resolution on the hearing on a petition to annex 0.610 +/- acres from Clinton Township to the City of Upper Arlington Case #ANX-22-18 (Economic Development and Planning).



Commissioner Brown: Have there been any people coming out against the development?

Mr. Plank: This proposed development evolved from a 7-story to a 9-story to an 11-story building. During this period, we had no opposition until the end. We have had very little compared to other projects we have done.

Ms. Snapp: Commissioners, we have not had anyone call in or email our office about this particular annexation.

President Boyce: What were the issues that were raised?

Mr. Plank: Some of the residents at a distance complained about the height of the building and the traffic issues. The traffic issues will be resolved as part of the traffic study.

Commissioner O'Grady: There are not any other 11 story buildings in Upper Arlington, are there?

Mr. Plank: No. The key to this is the location near the Ohio State University and SR 315. It is a welcomed project at that location. This will help with the traffic.

Commissioner Brown: Will this create jobs?

Mr. Plank: Yes, Commissioner. The ground floor will be retail surrounded by apartments. The parking garage and on top of the garage will be five stories of office space.

Commissioner Brown moved to approve Resolution 749-18, seconded by Commissioner O'Grady. The Resolution was unanimously adopted by roll call vote.

Antwan Booker, Clerk, read one (1) Journalization into the record:

**Case #ANX-23-18 - An Expedited Type 2 annexation petition ANX-23-18 was filed with the Franklin County Economic Development and Planning Department on October 24, 2018. The petition is requesting to annex 1.957 +/- acres from Franklin Township to the City of Columbus. The petition will be considered by the Board of Commissioners on November 27, 2018.**

**Site: 1929 Brown Road (PID# 140-001679)**

**1100 Frank Road (PID# 140-001680)**

**Frank Road (PID# 140-001681)**

**Frank Road (PID# 140-001682)**

**Frank Road (PID# 140-001683)**

**1200 Frank Road (PID# 140-001684)**

**1264 Frank Road (PID# 140-001685)**

President Boyce: This weekend, we had the dedication of the new Veterans Memorial and Museum. If you have not had a chance to visit, you need to. It was a great dedication. Colin Powell served as the keynote speaker. People traveled from all over the country to christen the building. All the speakers did a fabulous job of the moment. I thank my colleagues for being a part of the planning for the new facility. It is going to be a great gateway to a booming corridor of Franklinton. It is going to stand the test of time and define our community.

Commissioner O'Grady: Everyone did a great job.

President Boyce: David Glenn gave the best speech. It was touching.

Dayna McCrary, Community Partnerships Coordinator, Community Partnerships: Another feather in the cap of Franklin County and the City of Columbus, is that the very first Social Justice Park in the nation was dedicated on Broad Street. It will be an amazing testament to the City of Columbus.

Commissioner Brown: I was busy this weekend with the situation in Pittsburgh, PA.


President Boyce: Thanks for sharing Ms. McCrary.

Commissioner O'Grady: A number of vets after the dedication came up to me and thanked us for the work that we did for the new facility.

There being no further business before the Board, the meeting was adjourned at 9:48 A.M.

**(Signature Page Follows)**

These minutes are a summary of the Commissioners' meeting of October 30, 2018.



**KEVIN L. BOYCE, PRESIDENT**



**MARILYN BROWN**

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**JOHN O'GRADY  
BOARD OF COUNTY COMMISSIONERS  
FRANKLIN COUNTY, OHIO**

Submitted by:



**Antwan Booker, Clerk**