

THE BOARD OF COUNTY COMMISSIONERS OF COLUMBIANA COUNTY, OHIO,
MET IN REGULAR SESSION IN THEIR OFFICE IN THE COURTHOUSE, LISBON, OHIO
ON WEDNESDAY, APRIL 24, 2013 AT 9:00 A.M.

ROLL CALL: MR. HALLECK, MR. HOPPEL, MR. WEIGLE

CLERK: SCHERRY WILSON

PRAYER WAS GIVEN BY DON HERR

Heavenly Father,

Thank You for springtime and the promise that comes with it of new life and hope. When we hear the birds singing, see the flowers budding, the green grass and warmer temperatures, something comes alive within us once again. Thank You for the signs of new life which we are seeing in the earth which You created.

We pray that same sense of new life, new hope will sweep over our nation, including Columbiana County. Help us to not give into fear and negativity, but to rise above all of that with renewed faith in You and the promises of Your Word. The Bible tells us that with God, with You, all things are possible and that nothing is impossible for those who believe. May they be more than words that we read and speak, may we truly believe them from the depths of our hearts.

In the name of Jesus, I speak new life and new hope over Columbiana County. May our county come alive and rise up to be all that God intends it to be.

I pray that You will guide and direct our county commissioners as they handle the business of this day.

In the name of Jesus, Amen

Chaplain Don Herr

RE: MINUTES

Motion by Mr. Hoppel, seconded by, Mr. Weigle to dispense with the reading of the minutes and the bills of the regular meeting of April 17, 2013 and approve them as written.

VOTE RESULTED:
AYES: HOPPEL, HALLECK, WEIGLE
NAYES: NONE
MOTION CARRIED

RE: TRAVEL

Motion by Mr. Weigle, seconded by Mr. Hoppel to; approve travel as presented:

JUVENILE (3) MAY 13-15, 2013 COLUMBUS \$976.00 (Filaccio, Stuba, Paynter)
JUVENILE (1) MAY 2-3, 2013 COLUMBUS \$497.00 (Filaccio)

VOTE RESULTED:
AYES: HOPPEL, HALLECK, WEIGLE
NAYES: NONE
MOTION CARRIED

RE: THEN & NOW BILLS

Motion by Mr. Hoppel, seconded by Mr. Weigle to; approve Then & Now bills as presented:

COMMISSIONERS PO#458680	VILLAGE OF LEETONIA	\$10,000.00
COMMISSIONERS PO#458682	JOHNSON CONTROLS	\$3,197.50

VOTE RESULTED:
AYES: HOPPEL, HALLECK, WEIGLE
NAYES: NONE
MOTION CARRIED

RE: AMENDED CERTIFICATE AND APPROPRIATIONS

Motion by Mr. Weigle, seconded by Mr. Hoppel to; accept as presented by the Office of Budget Commission the Amended Certificate dated April 24, 2013 and the following appropriations:

CERTIFY:

M10-M10	\$80,000.00	T05-T05	\$62,000.00	T08-T08	\$10,000.00
T76-T76	\$47,683.74				

APPROPRIATE:

A02-E-1010	\$3,000.00	M10-E-1105	\$80,000.00	T05-E-1008	\$62,000.00
T08-E-0002	\$6,000.00	T08-E-0008	\$900.00	T08-E-0009	\$100.00
T08-E-0010	\$2,000.00	T08-E-4000	\$1,000.00	T76-E-1010	\$47,683.74

VOTE RESULTED:
AYES: HOPPEL, HALLECK, WEIGLE
NAYES: NONE
MOTION CARRIED

Commissioner Halleck announced that the Board will be sitting down this week to discuss Capital Improvement Projects for this year. The Board's intent is to pave the jury parking lot.

RE: AWARD BID NEW WATERFORD WWTP FILTER REHABILITATION

Motion by Mr. Weigle, seconded by Mr. Hoppel to; award the low bid to Jack Gibson Construction Company in the amount of \$33,749.00 for the New Waterford Waste Water Treatment Plant Filter Rehabilitation Project.

VOTE RESULTED:
AYES: HOPPEL, HALLECK, WEIGLE
NAYES: NONE
MOTION CARRIED

RE: AWARD BID NEW WATERFORD WWTP CHLORINATION SYSTEM IMPROVEMENTS

Motion by Mr. Hoppel seconded by Mr. Weigle to; award the low bid to LEB Contracting, Inc. in the amount of \$38,662.00 for the New Waterford Waste Water Treatment Plant Chlorination System Improvements Project.

VOTE RESULTED:
AYES: HOPPEL, HALLECK, WEIGLE
NAYES: NONE
MOTION CARRIED

RE: APPROVE FUND TRANSFER A00-S01-E-1450 TO O06-O06-R-0600, COMMON PLEAS

Motion by Mr. Weigle, seconded by Mr. Hoppel to; approve a Fund Transfer from A00-S01-E-1450 to O06-O06-R-0600 in the amount of \$2,874.61 for Loan Repayment on the Roof / Renovation Project.

VOTE RESULTED:
AYES: HOPPEL, HALLECK, WEIGLE
NAYES: NONE
MOTION CARRIED

RE: APPROVE SETTLEMENT & INDEMNIFICATION AGREEMENT, CITY OF EAST LIVERPOOL

Motion by Mr. Hoppel, seconded by Mr. Weigle to; authorize the President to sign on behalf of the Board the Settlement & Indemnification Agreement between the City of East Liverpool, Buckeye Water and Columbiana County Board of Commissioners.

ROLL CALL RESULTED:
AYES: HOPPEL, WEIGLE, HALLECK
NAYES: NONE
MOTION CARRIED

Columbiana County Auditor Nancy Milliken addressed the Board of Commissioners.

Ms. Milliken: I have been reading many articles in the newspaper about the computer from Nick Barborak's office and I was apprised by Mr. Dan Goffos of Phoenix Company that we contract with to do work on our computers and he was very upset that his name had been drug into this. He indicated that the newspaper had said that he had the computer and he wanted to tell me that he did not have the computer, he never had it, he looked at it. My staff had been asked to take a look at this computer, they did, they determined that they didn't think they could do anything with it, it's not in their expertise to try to get those computers back up and running if they appear to have crashed. My staff did ask Mr. Goffos to look at it, he was in that day looking at some other computers we have and doing some other work for us and he looked at it and he said, No, I think it is done and it would cost quite a bit of money to have it sent away to be looked at. The computer in question was put into the old computer room with many other old computers and our policy is we take these computers that people have turned back in that are gone or have crashed or they are so old that they are not working properly and we store them until a period of time. We take the hard drive out of them and we smash the hard drive or burn them which is the procedure in most offices then we take the actual computer and we sell them at auction. This was the procedure that was going to happen with this one. After Mr. Goffos come to my office on Monday, very concerned about this I felt it was my responsibility to take a look and see if I could find the computer. I went down to the old bookkeeping room and took one of my staff with me and we think we found the computer in question. They were all in there together; we are trying to clean out that old computer room. The fire marshal has been there and wants us to have the aisles clear so some of those computers have been moved around in there. We took each one of them and looked at them and we think we determined which one might have been his. I did call the state auditor's office they sort of advised me that since I have never been asked about this computer, I have not one time been asked if I knew where the computer was, to lock it up under lock and key until something was determined.

Mr. Halleck: So the State Auditor said you should put it in a safe or lock it up or something?

Ms. Milliken: Exactly, so that is what I have done and until I hear something further from someone that is official that would know what we should do with this, I feel that is probably the best place for it. Having said that, I felt that it was my responsibility to let the County Commissioners know.

Mr. Halleck: We appreciate your diligence in tracking that down. I know there were some people that were somewhat upset. They felt that they were unjustly associated; Dan Goffos had nothing to do with it, Mr. Ewing, Mr. Wallace and others. What is the Board thinking? Tim? Jim?

Mr. Hoppel: My opinion is we take the recommendation of the State Auditor and what they think should be done with it, which you have done so far until we get something official request for the information, why we keep it in that position.

Mr. Weigle: I would say, since we know there has been a Public Request out there for the information that is on the hard drive, I would ask you to see if there is a company out there or at least research it to find out if we could pull that information off of the hard drive and then maybe come back and let us know that.

Ms. Milliken: I can do that, right now I have no idea usually those computers are so old that we just get rid of them but I would be happy to do that if that is what the Board wants.

Mr. Halleck: I don't know the technical I would concur with Jim and Tim on this. I am not technologically savvy enough to understand how that happens. I am sure that maybe you can talk to somebody to see what are the odds, do you go out and spend \$10,000.00 to find.....

Ms. Milliken: That you can't pull anything off.

Mr. Halleck: Yes, I think that you have to be somewhat pragmatic. We know from the last Investment Advisory Board meeting what the problem was. What else are we looking for; I guess is the next question. Why don't we do that by form of a motion Tim, that way you have some official...

Ms. Milliken: Before I do anything I would come back to you folks then and get your approval because I don't have the dollars to pay for that.

Mr. Halleck: We think you do. I am kidding.

Mr. Weigle: And I would make a motion requesting that the Auditor research a company other than who we would normally use locally to see if there is feasibility in pulling the information off the hard drive since there has been a public records request and let us know if it can be done, Mr. Hoppel seconded the motion. Mr. Halleck opened for discussion. Motion made, second acknowledged.

Mr. Halleck: One other thought, I don't know if the State Auditor would have the capacity to do that maybe as a service, the Ag's office I don't know who does those sorts of things.

Ms. Milliken: In this case, it is sort of an odd situation. We have a public records request but we don't have a formal investigation so I don't know that they would.

Mr. Halleck: I know what you are saying I'm just thinking that maybe as a public service they might be able to look at it and say there is nothing here that can't be rehabbed without spending a lot of money if we can do it within a state agency, just a thought.

Ms. Milliken: I certainly don't want my staff or Dan involved in this in any way so we were doing this as a courtesy to look at it and they gave their best advice on it so at this point I think, like the motion said we hire an independent company if that is what we chose to do and I can check with the State Auditor.

Mr. Hoppel: Another thing, as I understand the public request was to the Treasurer's Office to Linda?

Ms. Milliken: Exactly, it was not to me.

Mr. Hoppel: Right, it wasn't to you but I think that since it is standing out there and we heard about it we should do our due diligence to find out what's on that.

Mr. Halleck: I think the most important thing in all this is that everybody is transparent so there is no questions left out there for the public to speculate on.

Ms. Milliken: I would like to make a point. The Auditor and Treasurer works on the same systems and the Commissioners but those computers that you use, if they go bad are turned over to us and then we take the hard drive out and dispose of them and get rid of them. I don't believe there is anything that tells us of the length of time to keep them but since we knew there was an issue with this one.

Mr. Halleck: It was very conscientious of you and your staff to follow through on that. So motion was made and seconded, please call the roll: Commissioner Weigle: Yes, Commissioner Hoppel: Yes, Commissioner Halleck: Yes, so you will get back with us on your findings?

Ms. Milliken: Yes

RE: RECESS

Motion by Mr. Hoppel, seconded by Mr. Weigle to; enter into recess until the 9:30am bid opening.

VOTE RESULTED:
AYES: HOPPEL, HALLECK, WEIGLE
NAYES: NONE
MOTION CARRIED

RE: APPROVE ROAD USE MAINTENANCE AGREEMENT

Motion by Mr. Hoppel, seconded by Mr. Weigle to, approve Columbiana County Roadway Use and Maintenance Agreement for 6.49 miles of CR-416 Leetonia Road, CR-420 Fairfield School Road, CR-449 Crestview Road, and CR-450 Waterford Road.

VOTE RESULTED:
AYES: HOPPEL, HALLECK, WEIGLE
NAYES: NONE
MOTION CARRIED

RE: BID OPENING CATIONIC EMULSIFIED ASPHALT, ENGINEER

Motion by Mr. Hoppel seconded by Mr. Weigle to; accept all bids for project control number 232:2013, Cationic Emulsified Asphalt. All bids were opened and referred to the County Engineer for recommendation.

Bid Results:

**BERT DAWSON
COLUMBIANA COUNTY ENGINEER**

**BID AMOUNT
CRS-2 BITUMINOUS MATERIAL**

BIDDER	BID AMOUNT FOB COLUMBIANA COUNTY	BID AMOUNT FOB MANUFACTURING PLANT
ASPHALT MATERIALS	76,400.00	1,715,800.
JASA/RUSSELL STANDARD	72,350.00	1,689,150
S & S EMULSIONS		
SANEO		
MIDDLEPORT TERMINAL		
TERRY MATERIALS		

VOTE RESULTED:
AYES: HOPPEL, HALLECK, WEIGLE
NAYES: NONE
MOTION CARRIED

RE: ADJOURN

Motion by Mr. Hoppel, seconded by Mr. Weigle to; adjourn the regular meeting of Wednesday, April 24, 2013 and resume the next meeting on Wednesday, May 1, 2013 at 9:00 A.M. in the Board of Commissioners Meeting Room.

VOTE RESULTED:
AYES: HOPPEL, HALLECK, WEIGLE
NAYES: NONE
MOTION CARRIED