

Minutes  
September 4, 2018

Commissioners Present: Brian Robertson, Timothy Bechtol and Mark Gazarek

Also Present: Lucinda Land, Maryann LaRoche, and Jim Maurer.

Commissioner Robertson opened the meeting at 9:30 a.m. in the Commissioners' 1<sup>st</sup> floor conference room. The Pledge of Allegiance was recited. Minutes from the August 30, 2018 meeting were read with Mark Gazarek making the motion to approve, Timothy Bechtol seconded. Motion passed 3-0.

The Clerk presented the following resolutions for consideration:

Resolution #526-18 – Board of Hancock County Commissioners authorizes collection of maintenance assessments on the Blanchard River Stream Enhancement Project to be collected in 2019. Mark Gazarek made the motion to approve, Timothy Bechtol seconded. Motion passed 3-0.

Resolution #527-18 – Transfer of funds within the appropriation-ADAMHS. Mark Gazarek made the motion to approve, Timothy Bechtol seconded. Motion passed 3-0.

Resolution #528-18 – Transfer of funds from ADAMHS to Substance Abuse. Mark Gazarek made the motion to approve, Timothy Bechtol seconded. Motion passed 3-0.

Resolution #529-18 – Authorizing payment of the listed and/or attached purchase orders. Mark Gazarek made the motion to approve, Timothy Bechtol seconded. Motion passed 3-0.

The Commissioners signed a proclamation declaring September 17-23, 2018 Constitution Week. They approved a travel request from JFS and signed the Explosive Gas Monitoring Report for the Sanitary Landfill.

Lucinda Land had nothing to report.

### **Meetings/Reports**

Mark Gazarek attended the Hancock County fair several days and attended the livestock sale.

Timothy Bechtol attended the Hancock County fair everyday and attended the livestock sale.

Brian Robertson attended the Hancock County fair. Also, following the meeting with Diana Hoover on Thursday, he has requested a list of the non-mandated funds from the Clerk to review. He also attended the premier opening of Chick-Fil-A last night.

At 11:00 a.m. the Commissioners attended the Western Meadows Outlet Single County Ditch hearing. Attendance sheets are attached.

Doug Cade, Deputy Engineer, went over the Engineer's preliminary report. The cost of the original petitioned project was estimated at \$310,500. The cost of just the amended portion is

estimated at \$807,300. The total estimated cost for the original petition and amendment is \$1,117,800. Brian swore in those that were interested in giving testimony.

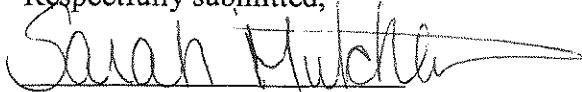
Craig Kidd would like the petitioned project to be scrapped. He would like to explore the original design for drainage for the subdivision. It was working until last year. Don Kinn stated there is more development and more paving with no thought about the drainage consequences. Todd Flippin asked Doug Cade who is responsible for maintaining the ditch along Sandusky Street currently. Doug informed Todd that it is the property owners' responsibility. Todd stated he will not receive a benefit from this project. Nick Yoder reported significant improvement after the 48" tile along CR 140 was placed earlier this year. Greg Roy concurred with Nick Yoder. Keith Aerni stated he works for a business along CR 140 and is concerned about the capacity of their retention pond due to the drainage tile project on CR 140. Don Kinn said that it seems the problems have been addressed upstream and downstream, but the issues remain midstream. Matthew Marshall asked why Liberty Dold Subdivision is not included. Doug informed Matthew that their water drains South. Matthew also stated that he does not see a reason to move forward with the project. Veronica Western expressed displeasure with the proposed plan due to the project running through her property. Mark asked if anyone in attendance was in favor of the project moving forward. No one responded. Mark stated he was surprised by the increase in cost. Timothy said his concern is the inability to compare the 2017 flooding event with any rainfalls in 2018, so he is unsure if the problem has been fixed. Brian reported the cost impact of the project has significantly changed. He also reiterated that if the project would be denied, the County cannot enter onto private property to check the drainage tiles. He believes a lot of the concerns with drainage will be resolved when the new subdivision regulations are approved. Timothy Bechtol made the motion to continue the hearing until the next regularly scheduled Commissioners' meeting. Brian asked that the motion be amended to within the next 30 days in order to give the Board of Commissioners time to review the information with the Engineer's office. Timothy Bechtol amended his motion to state the hearing would be continued within the next 30 days in order to review the information provided and receive input, Mark Gazarek seconded. A roll call vote resulted as follows: Timothy Bechtol, yes; Mark Gazarek, yes; Brian Robertson yes.

At 1:15 p.m. the Commissioners met with Judge Johnson to discuss CASA funding. Jim Maurer was also present. In 2018, the Commissioners have paid CASA \$33,950. This far exceeds the budget of \$19,500. Timothy asked if Judge Johnson knew of any other funding sources. She stated there are grants available, but she is unaware if CASA is applying for such grants. Judge Johnson also suggested talking to CASA about charging one amount per family instead of per child. The same Advocate would be appointed for each child in a case, and would not need to do a home visit for each child but one per family.

Judge Johnson mentioned wanting to discuss the possibility of hiring personnel. Brian suggested entering executive session to discuss further.

At 1:26 p.m. Brian Robertson made the motion to enter into executive session to discuss personnel in regards to hiring, Mark Gazarek seconded. A roll call vote resulted as follows: Brian Robertson, yes; Mark Gazarek, yes; Timothy Bechtol, yes. At 1:45 p.m. Brian Robertson made the motion to come out of executive session with no action taken, Mark Gazarek seconded. Motion passed 3-0.

Respectfully submitted,



Sarah Mutchler, Clerk

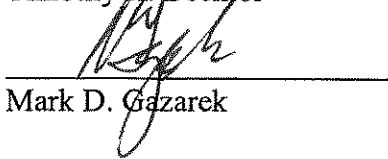
Reviewed and approved by:



Brian J. Robertson



Timothy K. Bechtol



Mark D. Gazarek



## Western Meadows Outlet Petition Amendment

1<sup>st</sup> Hearing

September 4, 2018

Attendees

Name (Please Print)

Address or Email

1. KEITH AERNI
2. Tom Vanderhoff
3. NICK YODER 1920 OKLAHOMA CT.
4. Roni Weston 2201 W main cross
5. Jeff Ayre 1909 Wyoming Trl.
6. Phil Ridenour 1932 Oklahoma Ct
7. Todd Flippin 2414 W. Sandusky St.
8. Jim Newser The Courier
9. \_\_\_\_\_
10. \_\_\_\_\_
11. \_\_\_\_\_



## Western Meadows Outlet Petition Amendment

1<sup>st</sup> Hearing

September 4, 2018

### Attendees

	<u>Name (Please Print)</u>	<u>Address or Email</u>	
1.	Matthew + Julia Marshall	2423 W. Sandusky	
2.	Mr. R	1926 OKLAHOMA CT.	
3.	John Ruel	2262 W. Sandusky St	
4.	CAAFG K-DD	2101 W MAIN	CROSS
5.	CAAFG H-DD	2105 W MAIN	CROSS
6.	CAAFG K-DD	2121 W MAIN	CROSS
7.			
8.			
9.			
10.			
11.			



**Western Meadows Outlet Petition Amendment**

**1<sup>st</sup> Hearing**

**September 4, 2018**

**Attendees**

Name (Please Print)

Address or Email

1. Don Kinn      718 Putnam St.
2. \_\_\_\_\_
3. \_\_\_\_\_
4. \_\_\_\_\_
5. \_\_\_\_\_
6. \_\_\_\_\_
7. \_\_\_\_\_
8. \_\_\_\_\_
9. \_\_\_\_\_
10. \_\_\_\_\_
11. \_\_\_\_\_

# **Western Meadows Outlet**

# **Petition Ditch Amendment**

# **1<sup>st</sup> Public Hearing**

**September 4, 2018**





# Amended Petition 1<sup>st</sup> Public Hearing

## Purpose:

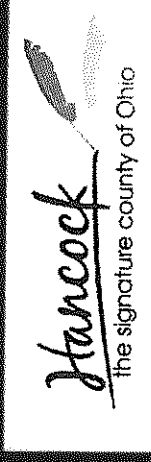
ORC 6131.10 – Hear Testimony from Public  
For and Against the Petition Amendment.





Amended Petition  
1<sup>st</sup> Public Hearing  
The Process ... And where  
we are.

There are 68 Steps in the  
Petition Ditch Process  
We are back to Step 25– 1<sup>st</sup>  
Public Hearing due to the  
Amended Petition



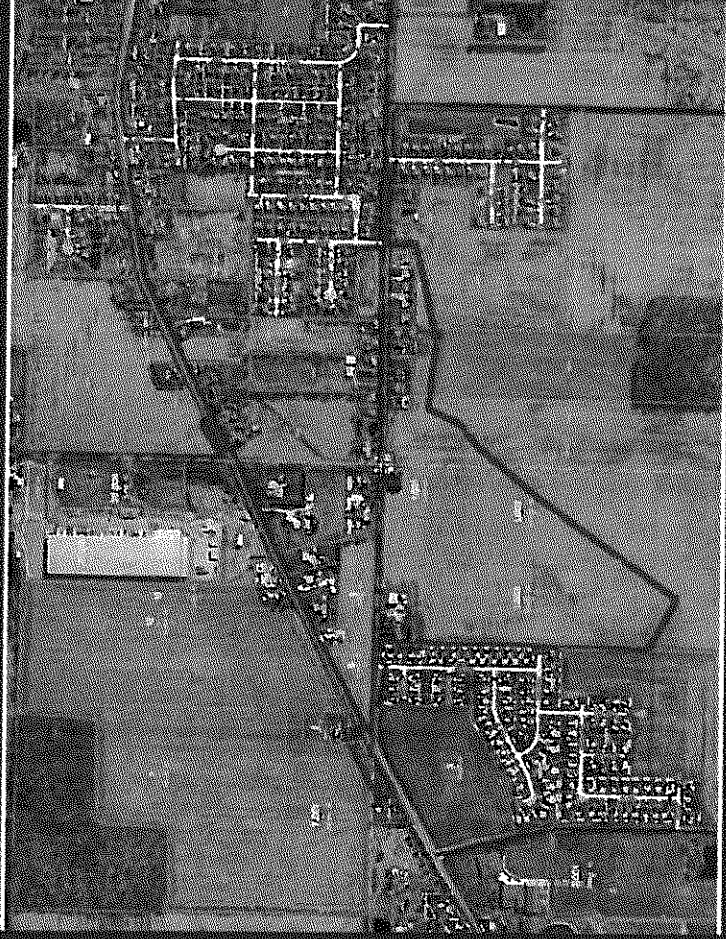
# Amended Petition 1<sup>st</sup> Public Hearing

The Public Hearing is sworn  
Testimony regarding Facts  
relating to the Petition.





# Amended Petition 1st Public Hearing The Watershed...



# Amended Petition - 1<sup>st</sup> Public Hearing

## The Project Area...





# Amended Petition

## 1st Public Hearing

### Next Steps....

- Hear Testimony For or Against the Amended Petition Only
- Continue Hearing
- Decision to Accept or Dismiss Amended Petition
- Decision to Grant Original Petition as Amended, if Amendment is Accepted
- Decision to Dismiss Petition

**WESTERN MEADOWS OUTLET SINGLE COUNTY DITCH - Amendment**  
**ENGINEER'S PRELIMINARY REPORT**  
 September 4, 2018

The Amended Petition to the Western Meadows Outlet Single County Ditch, submitted by Dale Schimmoller, seeks to construct, reconstruct, widen, repair, replace, enlarge and maintain existing open ditch and storm sewer from the outlet of the Western Meadows Subdivision are to West Sandusky Street and west to SR 12.

The existing drainage system was Petitioned and known as the Henry Kuntz Tile (01-164-1869) constructed 1869, the Miller Tile (68-177-1956) constructed in 1956, the Christenia Creamer Tile (65-403-1949) constructed in 1949. **Maintenance and upkeep of Ditches constructed through the County Petition Ditch process prior to August 23, 1957, were the responsibility of the property owners adjoining the Ditch.** The Ohio Legislature passed a law, effective on August 23, 1957, that Ditches Petitioned and approved after that date would be placed permanently on County Maintenance and a special assessment would be placed on the tax bill of all benefited property owners in the watershed for that maintenance.

The existing drainage system for this Amended petition begins at the intersection of West Sandusky and SR 12 flows east through a 6-inch tile and open ditch above the tile that was constructed in 1893 and a 12-inch tile and open ditch above the tile that was constructed in 1906 approximately 2,020 feet along the north side of West Sandusky. The tile then proceeds in a northeasterly direction 1,225 feet through a 15-inch tile and open ditch above the tile that was constructed in 1949. From that intersection the 15-inch flows in a northerly direction approximately 400 feet which is part of the original petition to the north side of SR 12 and will enter a 48-inch pipe that drains along CR 140 to the Oil Ditch.

A visual inspection of the drainage system appears that the system has not been maintained as necessary to address normal rainfall events in addition to the residential development that has occurred in the watershed.

**Preliminary construction and maintenance estimates for the Amended petitioned work are listed below. These are engineering estimates of the potential costs:**

<b><u>Amended Petition (Amended Section Only)</u></b>	
<b><u>Construction</u></b>	
Replace existing 6 and 12-inch Pipe including Manholes	\$ 280,000
Replace existing 15-inch Pipe including Manholes	\$ 305,000
Contingency 20%	\$ 117,000
Engineering and Associated Project Costs	\$ 105,300
<b>Estimated Construction Cost</b>	<b>\$ 807,300</b>
<b>Maintenance Reserve (10%)</b>	<b>\$ 80,730</b>
Total Number of Parcels	118
Total Number of Acres Benefited	171
<b>Construction Cost per Acre</b>	<b>\$ 4,721</b>
<b>Maintenance Reserve per Acre</b>	<b>\$ 472</b>



In conclusion, it is our engineering opinion that the ditch should be constructed and maintained in its entirety and that the benefits received will exceed the cost of the project according to Section 6131.01 of the Ohio Revised Code as benefits are defined:

1. Eliminate or reduce damage from floods and rainfall events
2. Remove water conditions that jeopardize public health, safety or welfare
3. Provide an outlet for the accelerated runoff from artificial drainage whenever the stream, watercourse, channel or ditch under improvement is called upon to discharge functions for which it was not designed by nature; it being the legislative intent that uplands which have been removed from their natural state by deforestation, cultivation, artificial drainage, urban development or other man-made causes, shall be considered as benefited by an improvement required to dispose of the accelerated flow of water from said uplands.

The above Benefits are enumerated as one of five benefits for recommending a Petition by the Ohio Revised Code and not by the Office of the County Engineer.

Respectfully Submitted,

Christopher O. Long, PE, PS  
Hancock County Engineer

## Western Meadows Outlet Single County Ditch

### Original Petition

#### Construction

Replace existing 8-inch Pipe including Manholes	\$ 95,000
Replace existing 15-inch Pipe including Manholes	\$ 120,000
Clean and inspect 4-inch Force Main	\$ 10,000
Contingency 20%	\$ 45,000
Engineering and Associated Project Costs	\$ 40,500

**Estimated Construction Cost** **\$ 310,500**

**Maintenance Reserve (10%)** **\$ 31,050**

Total Number of Parcels 118

Total Number of Acres Benefited 171

**Construction Cost per Acre** **\$ 1,816**

**Maintenance Reserve per Acre** **\$ 182**

### Amended Petition (Amended Section Only)

#### Construction

Replace existing 6 and 12-inch Pipe including Manholes	\$ 280,000
Replace existing 15-inch Pipe including Manholes	\$ 305,000
Contingency 20%	\$ 117,000
Engineering and Associated Project Costs	\$ 105,300

**Estimated Construction Cost** **\$ 807,300**

**Maintenance Reserve (10%)** **\$ 80,730**

Total Number of Parcels 118

Total Number of Acres Benefited 171

**Construction Cost per Acre** **\$ 4,721**

**Maintenance Reserve per Acre** **\$ 472**

### Original and Amended Petition

#### Construction

Original Petition	\$ 310,500
Amended Petition	\$ 807,300
<b>Estimated Construction Cost</b>	<b>\$ 1,117,800</b>

**Maintenance Reserve (10%)** **\$ 111,780**

Total Number of Parcels 118

Total Number of Acres Benefited 171

**Construction Cost per Acre** **\$ 6,537**

**Maintenance Reserve per Acre** **\$ 654**