



## **BOARD OF DIRECTORS MEETING**

October 27th, 2023

9:30 a.m.

Don Hill County Administration Bldg  
20 S. Second St., Newark

Derek Householder, chair called the meeting to order at 9:30 a.m.

### **ROLL CALL**

Attending: Rick Black, Ben Carpenter, Rick Conkle, Duane Flowers, Dave Levacy, Scott Owen, and Derek Householder.

Not attending: Tim Bubb, Steve Davis, Gary Fischer, Jeff Fix, and Dane Shryock.

### **APPROVAL OF MINUTES**

Motion to approve the minutes from the June 23rd, 2023 Board meeting as submitted was made by Dave Levacy and seconded by Duane Flowers. The motion carried without opposition.

### **DIRECTOR'S REPORT**

Treasurer's Report – Kim advised the Board that the cash balance in the solid waste account at the end of September was \$5,498,128.49. Kim stated that Reynolds Transfer Facility will be closed for the foreseeable future which will hurt revenue a little, but not much. Kim also stated that as of the end of September the district is \$253,000 ahead in projected revenue. Motion to accept the treasurer's report as presented was made by Rick Black, seconded by Duane Flowers. The motion carried without opposition.

### **OLD BUSINESS**

### **LEGAL UPDATE**

Joe Durham, legal council gave a brief update on SB 119. He stated that there was an opposition testimony that took place on October 25<sup>th</sup>, 2023 with many Solid Waste District representatives as well as Win Waste Innovations testifying in opposition. Joe said that CCAO informed OSWDO that they could take a position on the issue if they wanted to, but there was no interest at this time. Joe will keep the board updated on any changes or movement on the issue.

## **NEW BUSINESS**

### **2024 FUNDING REQUESTS**

The following requests for funding were presented to the Board. Education & Recycling programs: Coshocton County \$251,850.64, Fairfield County \$1,046,134.50, Licking County \$843,223.22 and Perry County \$691,090.21. Law Enforcement programs: Coshocton County Sheriff's Office \$0.00, Fairfield County Sheriff's Office \$8,000.00, Licking County Sheriff's Office \$6,000.00, and Perry County Sheriff's Office \$8,000.00. Health Department Enforcement programs: Coshocton County HD \$5,650.00, Fairfield County HD \$8,000.00, and Licking County HD \$8,000.00. Perry County Health Department did not apply for funding. Motion to approve the funding requests as specified in the applications within the guidelines of the district's contract program and waiving the audit requirement under ORC 9.234 for contracts less than \$300,000.00 was made by Duane Flowers and seconded by Rick Black. The motion carried without opposition.

### **APPROVE 2024 FINAL BUDGET**

Kim presented the final budget to the board. Dave Levacy raised concern that \$5,000.00 would not be enough to cover legal fees for the year and suggested that we add another \$5000.00 to that line item. Kim and Joe agreed with Dave, so \$5,000.00 was moved out of contingencies (leaving a balance of 4,790.55) into legal fees. Motion to approve the 2024 final budget in the amount of \$3,091,333.57 was made by Duane Flowers and seconded by Rick Black. The motion carried without opposition.

### **EQUIPMENT DISPOSITION**

Kim presented the board with a request to dispose of playground equipment from Perry Baptist Church in Coshocton County. On August 9<sup>th</sup>, 2023 Kim was contacted by Bob Adelsperger, Senior Pastor at Perry Baptist Church. The church received funding from the Solid Waste District in 2008 to purchase recycled plastic playground equipment. Mr. Adelsperger stated that the playground equipment is not safe, as there are cracks in the posts due to aging and weathering. He was concerned about the liability for the church. At that time Kim told him they could disable the equipment but they would need to store it, until the Board of Directors voted on disposal of the equipment.

Discussion ensued regarding any liability the District may have and the equipment policy. Kim stated the contracts do have indemnification clauses (with the exception of contracts with government agencies). The Board asked that Joe Durham (legal counsel) review the contract and the equipment policy.

Motion to dispose of the damaged playground equipment was made by Rick Conkle. Seconded by Ben Carpenter. Motion carried without opposition.

## **PUBLIC COMMENT**

Deputy Gary Hummel of the Fairfield County Sheriff's Office thanked the board for approving all of Fairfield County's 2024 funding requests.

Ben Nutter from Win Waste Innovations introduced Sarah Mathews, who is the new Director

of Government Sales. Mr. Nutter also advised the Board that he had provided testimony in opposition to SB119 on October 25<sup>th</sup>. Additionally, he stated that he would be visiting each Board of County Commissioners in the near future.

### EXECUTIVE SESSION

Derek Householder stated that he would entertain a motion to enter into Executive Session for the purpose of discussing personnel matters as permitted under ORC-121.22(G)(1) inviting legal counsel to participate. Scott Owen then made the motion. Dave Levacy second the motion. A roll vote was taken. Those voting yes were: Rick Black, Ben Carpenter, Rick Conkle, Duane Flowers, Dave Levacy, and Scott Owen. Those voting no were: none. The motion carried unanimously. The Board entered Executive Session at 10:05 am.

Having taken no action, general session reconvened at 10:21 am.

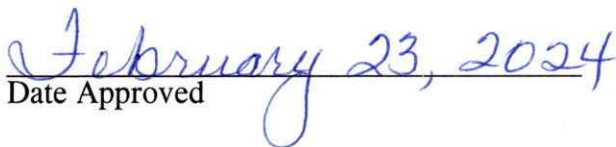
Rick Black then made a motion to increase compensation for Kim Masters and Kate Campbell by 3.5% effective January 1, 2024. Second was made by Duane Flowers. Motion carried without opposition.

### NEXT MEETING

The next meeting is scheduled for February 23<sup>rd</sup>, 2024 at **9:00 a.m. at the Don Hill County Administration Bldg, 20 S. Second Street** in Newark.

Motion to adjourn was made by Duane Flowers. Seconded by Rick Black. The meeting adjourned at 10:27 a.m.

  
Secretary, Kate Campbell

  
Date Approved