



CIDS

County Information and Data Service

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DATES TO REMEMBER

JANUARY 31, 2011	CCAO REGIONAL LEGISLATIVE BRIEFING, BERRY'S RESTAURANT, HURON COUNTY (NORWALK)
FEBRUARY 4, 2011	CCAO REGIONAL LEGISLATIVE BRIEFING, FRANCIS FAMILY RESTAURANT, GUERNSEY COUNTY (CAMBRIDGE)
FEBRUARY 7, 2011	CCAO REGIONAL LEGISLATIVE BRIEFING, HOLIDAY INN, MONTGOMERY COUNTY (ENGLEWOOD)
FEBRUARY 25, 2010	CCAO REGIONAL LEGISLATIVE BRIEFING, PUMP HOUSE CENTER FOR THE ARTS, ROSS COUNTY (CHILLICOTHE)
FEBRUARY 25, 2010	CCAO REGIONAL LEGISLATIVE BRIEFING, RIVER OAKS GOLF CLUB, CRAWFORD COUNTY (BUCYRUS)
FEB. 27–MARCH 1, 2011	CCAO COMMISSIONERS TRAINING SEMINAR, DEER CREEK CONFERENCE CENTER, PICKAWAY COUNTY (MT. STERLING)
MARCH 5-9, 2011	NACo LEGISLATIVE CONFERENCE, MARRIOTT WARDMAN PARK HOTEL, WASHINGTON, D.C.
MARCH 9, 2011	OHIO CONGRESSIONAL DELEGATION BREAKFAST, RAYBURN HOUSE OFFICE BUILDING, ROOM B-340, WASHINGTON, D.C.
MARCH 14, 2010	CCAO REGIONAL LEGISLATIVE BRIEFING, MARY YODERS AMISH KITCHEN, GEAUGA COUNTY (MIDDLEFIELD)
MARCH 16, 2010	OHIO COUNCIL OF COUNTY OFFICIALS SEMINAR & LEGISLATIVE LUNCHEON, STATEHOUSE ATRIUM, COLUMBUS
APRIL 2011	NATIONAL COUNTY GOVERNMENT MONTH

ASSOCIATION NEWS

COMMISSIONERS' TRAINING SEMINAR FOR NEW & VETERAN COUNTY COMMISSIONERS

Register for the "Commissioners Training Seminar for New & Veteran County Commissioners" to be held February 27 to March 1, 2011 at Deer Creek Resort & Conference Center, 2230 State Park Road #20 in Mt. Sterling. Sessions begin late afternoon on February 27 and end at noon on March 1. Join new & veteran colleagues to learn about county government and your responsibilities as county officials. This seminar is hosted by CCAO.

Topics to be studied include:

- Introduction to CCAO and NACo
- Ohio Ethics Law
- Commissioners Meetings, Hearings & Open Government Laws
- Employee Relations Issues: Civil Service & Collective Bargaining
- Courts & Corrections
- County Budgeting & Other Financial Issues
- County Procurement Practices

Registration fee (includes all meals & conference materials): \$100 per person (by Feb 11) or \$115 (after Feb 11).

Room rate: \$85 single/double. Call Deer Creek at (740) 869-2020 for room reservations. Registration materials are attached to this issue of CIDS and are posted at www.ccao.org For more information, contact Mary Jane Neiman, CCAO Public Relations Associate, at (614) 220-7979 or mjneiman@ccao.org.

CCAO REGIONAL LEGISLATIVE BRIEFINGS

CCAO will again be hosting Regional Legislative Briefings for the members of the new 129th General Assembly. The purpose of the meetings is to provide legislators and county commissioners with an opportunity to discuss legislative issues affecting county government on a regional basis. The Briefings are organized by State Senate Districts and the House Districts contained within them. Invitations to the members of the General Assembly were sent by CCAO, but members are encouraged to contact your legislators to personally invite them to your Regional Legislative Briefing.

- **January 31** – Senate Districts 13 and 22 – Berry's Restaurant, 15 West Main, Norwalk, 11:30 a.m.
- **February 4** – Senate Districts 20 and 31 – Francis Family Restaurant, 1038 Wheeling Avenue, Cambridge, 11:30 a.m.
- **February 7** – Senate Districts 4, 5, 6, 10, and 12 – Holiday Inn, 10 Rockridge Road, Englewood, 11:30 a.m.
- **February 25** – Senate Districts 14 and 17 – Pump House Center for the Arts, Yoctangee Park, North Mulberry Street, Chillicothe, 11:30 a.m.
- **February 25** – Senate Districts 19 and 26 – River Oaks Golf Club, 1330 E. Mansfield Street, Bucyrus, 11:30 a.m.
- **March 14** – Senate Districts 18, 27, 28, and 29 – Mary Yoders Amish Kitchen, 14743 N. State Avenue, Middlefield, 11:30 a.m.
- **TBA** – Senate Districts 7, 8, and 9 (Hamilton County)
- **TBA** – Senate Districts 21, 23, 24, and 25 (Cuyahoga County)
- **TBA** – Senate Districts 2, 15, and 16 (Franklin County)

For more information please contact John Leutz, CCAO Senior Policy Analyst, at (614) 220-7994, (888) 757-1904 or jleutz@ccao.org.

DEFERRED COMPENSATION - COUNTY COMMISSIONERS HANDBOOK CHAPTER UPDATED

Over the decades, CCAO has published four editions of the *County Commissioners Handbook* and distributed copies to all counties. Since the first edition, the *Handbook* has grown to nearly 1,000 pages and publishing an updated copy of all chapters in a timely manner is nearly impossible. Due to technology changes and the high cost of publishing a hard copy, the *Handbook* will be published on our website.

Recently, Chapter 69 – Deferred Compensation - was updated. A revised copy has been published on the CCAO website at www.ccao.org > Publications > *County Commissioners Handbook* or click on the *Handbook* button on the front page.

NACo's 2011 LEGISLATIVE CONFERENCE

The National Association of Counties (NACo) 2011 Legislative Conference will take place March 5-9, 2011 at the Marriott Wardman Park Hotel in Washington, D.C. Featured speakers of this year's Legislative Conference include: Former Congressman Joe Scarborough, aka "Morning Joe" of MSNBC, a signer of the Contract with America, who will provide an insightful look at today's Congress; Paul Ballew, senior vice president, Nationwide Mutual insurance Company, who will discuss the current economic climate and what the near future holds; and Dr. David Brown, director of Integrative Wellness for the Defense Centers of Excellence, who will share his knowledge on service member issues related to deployment and re-integration. To register or view the descriptions of more than 25 educational workshops, go to www.naco.org.

Mark your calendars for the **Ohio Congressional Delegation Breakfast** hosted by CCAO on Wednesday, **March 9** at 8:00 a.m. in the **Rayburn House Office Building – Room B-340**. Watch future issues of CIDS and www.ccao.org for more information about the breakfast.

STATE ACTIVITIES

SUPREME COURT RULES ADDRESSES OF CITY RETIREES NOT PUBLIC RECORDS

The Ohio Supreme Court ruled Wednesday that home addresses of retired municipal government employees, like those of state employees, are not public records, and city retirement systems thus are not obligated to release them. Justices issued a 7-0 opinion that denied a request from a retired member of the Cincinnati Retirement System for a court order to require the municipality to provide access to the addresses of all persons eligible to vote for a system trustee who represents retirees.

Ann DeGroot said she had been adversely affected by Cincinnati's changes to healthcare benefits of its retired employees. She initially wanted the names and addresses of city retirees to communicate with them about benefit changes and a September 2010 election of the trustee. The city provided her with retiree names, but not addresses.

The 1st District Court of Appeals turned down her request, and she appealed to the Supreme Court. Justices upheld the appellate panel's ruling in an opinion Wednesday that did not identify the author. The Supreme Court held in 2005 that home addresses of state employees also were not subject to disclosure under Ohio's Public Records Act.

"We concluded that home addresses of public employees do not document the organization, functions, policies, decisions, procedures, operations, or other activities because at best, home addresses represent contact information used as a matter of administrative convenience," justices said Wednesday.

"Although (the 2005 case) involved state-employee home addresses rather than the home addresses of retired municipal employees, the same rationale applies. Consequently, the home addresses of Cincinnati retirees are, at best, contact information used for administrative purposes and reveal nothing about the city or its retirement system," the court said.

Justices did not take up Ms. DeGroot's claim that she also was entitled to access based on the city civil service commission's duty under state law to allow inspection of its roster. They said she waived consideration of the issue at the Supreme Court because she failed to raise it in the 1st District Court of Appeals.

FEDERAL ACTIVITIES

FEDS WILL PAY STORMWATER FEES UNDER NEW LAW

President Barack Obama signed S. 3481 into law on Jan. 4 requiring the federal government to finally pay its fair share of local stormwater management service. Prior to this decision, in 15 states and in the District of Columbia, some federal installations such as post offices, other federal buildings and military bases refused to pay local stormwater fees, even though the stormwater program is a federal mandate. The federal government claimed "sovereign immunity," calling the charges a tax, rather than a fee, and thus, unconstitutional. This translated to millions of dollars of unpaid federal government stormwater bills for many local governments.

The bill, S. 3481 unanimously passed in both the Senate and the House. The new law makes it clear that the federal government is responsible for paying stormwater fees. It goes on to state that stormwater fees are "reasonable service charges," and not a tax. Former Ohio Senator George Voinovich was a co-sponsor.

The federal government mandates that local governments manage stormwater runoff and preserve surface water quality through the Clean Water Act, particularly through the National Pollutant Discharge Elimination System (NPDES) permitting process and the Total Maximum Daily Load (TMDL) program. To secure adequate funding to address these mandates, more than 400 stormwater utilities have been formed throughout the United States.

A stormwater utility is funded by user fees, with a rate structure designed so that all property owners, including those that are tax-exempt, pay a fee based on the relative amount of stormwater runoff they put into a public storm drainage system. The amount is based on a calculation of the amount of impervious area on the property. Stormwater fees are essential to maintain and upgrade the infrastructure needed to meet federal mandates while reducing polluted stormwater runoff. For more information, contact Julie Ufner, NACo Associate Legislative Director, at (202) 942-4269 or jufner@naco.org

EPA PLANS RELEASE OF NEW STORMWATER RULE

In September, the Environmental Protection Agency (EPA) plans to release a new stormwater rule that will potentially impact all Phase I, Phase II, transportation and non-regulated Municipal Separate Storm Sewer Systems (MS4). The proposed rule, which has not yet been published in the Federal Register, will become final by November 2012.

According to EPA, the new rule would address the effect that rapid land-use development has on water quality. However, the agency recognizes the potential rule may also intrude into local land use authorities. Subsequently, it is requesting information from counties on the best way to implement the rule.

Specifically, it wants to know what proposals are valid and workable for local government. Some of the questions include: should EPA expand the area subject to federal stormwater regulations into currently non-regulated areas; should EPA establish specific requirements to control stormwater discharges from new development and redevelopment; and should it establish different requirements for transportation facilities, set retrofit requirements on MS4s.

To read the original Federal Register Notice, which contains detailed information on the proposal, visit www.epa.gov/npdes/regulations/fedreg_swmanagement.pdf. The agency's stormwater rule proposals are also available on NACo's website. Go to: www.naco.org > Legislation and Policy > Learn About Policies and Committees > Issue Areas Environment > Featured Environment, Energy and Land Use Documents, or download the presentation at: www.naco.org/stormwaterproposal. Please send comments to: Connie Bosma, USEPA Headquarters, Ariel Rios Building, 1200 Pennsylvania Ave. NW, Mail Code 4203M, Washington, DC 20460.

NACo ACTIVITIES

PLAN FOR NATIONAL COUNTY GOVERNMENT MONTH

This year's theme for National County Government Month (NCGM) in April is "Serving Our Veterans, Armed Forces, and Their Families." A NCGM booklet full of ideas to celebrate NCGM will be sent to member counties later this month. The booklet will contain suggested community activities, a draft proclamation, a sample news release, and many more possibilities. This year, for the first year, NACo will recognize and present an award to three counties for their outstanding NCGM activities. Each of the three winners will win two free conference registrations to any NACo meeting. Details on the award's program can be found in the booklet as well as on NACo's website starting the week of Jan. 17th at www.naco.org. For more information, contact Jim Philipps, NACo Media Relations Manager, at (202) 942.4220 or jphilipps@naco.org

2011 ACHIEVEMENT AWARD PROGRAM

Begun in 1970, the annual Achievement Award Program is a non-competitive awards program that recognizes innovative county government programs. Awards are given in a number of program categories such as Arts and Historic Preservation; Children and Youth; Civic Education and Public Information; Community/Economic Development, County Administration and Management; Court Administration and Management; Criminal Justice and Public Safety, Emergency Management and Response; Employment and Training (for county residents); Environmental Protection and Energy; Financial Management; Health; Human Services; Information Technology; Libraries; Parks and Recreation; Personnel Management, Employee Training and Employee Benefits (for county employees); Planning; Risk Management; Transportation; and Volunteers.

Please see the Achievement Award Application instructions for detailed information. All applications and materials must be postmarked by **February 11, 2011**. When ready to apply, please complete the online application form. For more information, contact Kathryn Murphy, Research Associate, NACo Research Division, (202) 661-8806 or kmurphy@naco.org.

FIVE STAR RESTORATION GRANT APPLICATIONS AVAILABLE

The Five Star Restoration Program began accepting applications for the 2011 round of funding on December 16. This program funds wetland, river or stream restoration in connection with community-based environmental education.

Five Star provides \$10,000 to \$40,000 grants on a competitive basis to support community-based wetland, riparian and coastal habitat restoration projects that build diverse partnerships and foster local natural resource

stewardship through education, outreach and training activities. Project sites may be public land - parks, streams, school campuses - or private land such as corporate facilities. Because public participation is paramount in community-based restoration, these sites should be accessible to the community.

The Five Star Restoration Program is a partnership among the National Association of Counties (NACo), the National Fish and Wildlife Foundation (NFWF), the Environmental Protection Agency (EPA), the Wildlife Habitat Council (WHC), and corporate sponsors Southern Company and Pacific Gas and Electric (PG&E).

Applications are available until **February 14, 2011**. Please visit www.nfwf.org/fivestar for details. For more information, contact Carrie Clingan, NACo Senior Associate – Community Services, at (202) 942.4246 or cclingan@naco.org.

CONFERENCES/SEMINARS/WEBINARS

OHIO WATER QUALITY & WASTE MANAGEMENT CONFERENCE: IMPACT OF COLD WEATHER ON SMALL AND ONSITE WASTEWATER TREATMENT SYSTEMS

Septic systems may work well in the summer, when the temperatures are warm, plants are growing and the soil is dry. Most new systems are planned and installed during the summer construction season and all work well for the first few months. In Ohio, however, we are blessed with four seasons and winter can pose a special challenge for onsite wastewater treatment systems. Freezing conditions and high seasonal water tables are just some of the issues effecting system design and operation.

The Ohio Water Quality & Waste Management Conference, “Impact of Cold Weather on Small and Onsite Wastewater Treatment Systems” will be held February 3 and 4, 2011 at the University Plaza Hotel, 3110 Olentangy River Road, in Columbus.

Registration fee: \$155 (includes tuition, materials, Thursday reception, Friday brunch and all refreshment breaks). Register online at <http://firstclassconferences.com/events.php> Eight clock-hours have been applied for from the State Board of Sanitarian Registration and the Ohio EPA. For more info: http://setll.osu.edu/programs/owqwm_conf.html

OHIO BIOPRODUCTS SYMPOSIUM

The “Ohio Bioproducts Symposium” to be held on February 18, 2011 at the Nationwide & Ohio Farm Bureau 4-H Center, 2201 Fred Taylor Drive (Bob Evans Auditorium A -145), in Columbus. Sessions begin at 8:30 a.m. and end at 2:00 p.m. CCAO is a symposium co-sponsor. Topics to be discussed include:

- Impact of SB 131 on the public sector with regard to bioproduct purchasing procedures and other issues
- Overview of the State law and new Ohio Administrative Rules, including state purchasing guidelines, vendor registration and procurement overview
- State’s overall bioproduct procurement goals
- Legal framework for SB 131
- How Ohio’s new program relates to the USDA BioPreferred Program
- How SB 131 will effect Ohio’s economy

Registration fee: \$25 (includes continental breakfast and lunch). For more information go to www.bricker.com/learning-events/learning-events-details.aspx?eventid=9900

CLASSIFIEDS

CLERK/MANAGER

The Fairfield County Board of Commissioners is looking for a full-time Clerk/Manager. This position reports to the Board of Commissioners and is responsible for assisting in the administration, enforcement, and execution of the policies and resolutions of the board; attending all meetings of the board; recommending measures for adoption to the board; analyzing, preparing and submitting reports; assisting the board with financial matters, assisting in preparing, submitting, and administering the budget; preparing the Commissioners' schedule, preparing resolutions, meeting agendas and recording meeting minutes; preparing correspondence and press releases; and communicating with the public.

The position requires a decisive, yet consensus-oriented leader with solid communication skills and a sound business management background who will build constructive working relationships at all levels within County government. Qualified candidates for this position should possess a bachelor's degree and demonstrated knowledge and experience in business administration, communication, public administration or a related area or an equivalent combination of training, education, and experience. Salary will be commensurate with experience within the range of \$50,000 to \$69,000 annually. Applicants should submit a resume, cover letter and a completed Ohio Civil Service Application to Human Resources, 239 West Main Street, Lancaster, OH 43130 by **February 4, 2011**. Applications can be found on-line at [http://www.co.fairfield.oh.us/Employment/Civil%20Service%20Application%20\(new\).pdf](http://www.co.fairfield.oh.us/Employment/Civil%20Service%20Application%20(new).pdf) No phone calls please

DIRECTOR

The Carroll County Commissioners have announced that applications are being accepted for the position of Director, Economic Development Department. This is a full time position. Interested parties should obtain job description and application from the Carroll County Commissioners Office, 119 South Lisbon Street, Suite 201, Carrollton, Ohio: please no telephone inquiries. Office hours are 8:00 a.m. to 4:00 p.m. with lunch 12 to 1 pm Monday through Friday, closed holidays. Application and three copies of your resumes must be returned to the Commissioners Office by **February 4, 2011 by 4:00 p.m.**

COUNTY JOB & FAMILY SERVICES ADMINISTRATOR (DIRECTOR)

The Tuscarawas County Commissioners are accepting applications for the unclassified position of the county job and family services administrator (director) to oversee and maintain all agency functions, programs, and activities in a double combined agency of Public Assistance and Child Welfare.

Completion of undergraduate major core coursework in one of the following or a related field: business or public administration, human services, human resources, psychology, sociology, social work, education or finance or experience in these areas. A Master's Degree is preferred. Also requires an additional five years of administrative/managerial experience to include responsibility for managing the fiscal aspects of an organization, agency, program or operational area and assisting in developing and implementing policies, programs, laws, rules and/or regulations. At least two of the five years must have been as a supervisor over subordinate staff and/or contractors.

Application deadline: **4:30 p.m. February 11, 2011**. For more information go to www.ccao.org and click on classified ads.

BRIDGE ENGINEER

The Montgomery County Engineer's Office is responsible for the design, construction, operation, and maintenance of over 500 bridges, ranging from box culverts and single-span slabs to multi-span girder and arch bridges. The County Bridge Engineer will be directly responsible for bridge replacement and rehabilitation programming, bridge inspection approvals, load rating calculations, overload permits, technical guidance and contract administration for consultant-designed bridges, and supervision of in-house bridge design and plan production efforts. The successful candidate will provide structure reviews for public and private infrastructure improvement projects, prepare applications to secure external bridge funding, pursue innovative bridge technologies, and support county staff in bridge maintenance operations.

Bachelor's degree in Civil Engineering from ABET-accredited university. Minimum 10 years experience in bridge design and project management PE and ODOT Level 2 bridge prequalification (or equivalent) required. Able to work without supervision; direct technical, junior professional, and administrative staff; and complete responsibilities on schedule. Must read, write, and speak fluent English and possess valid Ohio driver's license. Master's degree and knowledge of AutoCAD or Microstation preferred

Address responses with resume and list of references to: Joseph Litvin, P.E., P.S., Montgomery County Engineer, 451 West Third Street, P.O. Box 972, Dayton, OH 45422-1260

FEDERAL-AID PROJECT MANAGER

The Montgomery County Engineer's Office (MCEO) is responsible for the design, construction, operation, and maintenance of over 300 miles of county roads and more than 500 bridges. Larger projects (\$1M - \$10M) typically involve federal funding administered by the Ohio Department of Transportation (ODOT). MCEO seeks a project manager experienced in all aspects of ODOT project delivery, including NEPA requirements, right of way plans and acquisition, utility relocations, and ODOT construction plan preparation, specifications, and cost estimates. The successful candidate will have thorough knowledge of the ODOT PDP process and familiarity with ODOT location & design, bridge, traffic, right of way, and utility references and procedures. The project manager will participate in all aspects of consultant administration, including scope development, consultant selection, consultant agreements and modifications, invoice approvals, and performance monitoring. Responsibilities will also include preparing external funding applications and overall system planning and programming.

Bachelor's degree in Civil Engineering from ABET-accredited university. Minimum 12 years experience in transportation design and project management. Individuals with technical backgrounds in roadway, traffic, bridge, and right of way will be considered. PE required; and ODOT prequalification in Complex Roadway, Level 2 Bridge, Traffic Signal Systems, or Right of Way Plan Development desirable. Able to work without supervision; direct technical and administrative staff; interact with other public agencies; and independently deliver projects on schedule. Must read, write, and speak fluent English and possess valid Ohio driver's license. Master's degree and knowledge of AutoCAD or Microstation preferred

Address responses with resume and list of references to: Joseph Litvin, P.E., P.S., Montgomery County Engineer, 451 West Third Street, P.O. Box 972, Dayton, OH 45422-1260.

CLASSIFIED ADS

CCAO publishes the County Information and Data Service (CIDS) weekly. Classified ads will be published free of charge as a service to counties. Ads will run for two weeks if space is available. Ads will also be published on the CCAO website at www.ccao.org. When submitting your ad to CCAO please provide a link to the job posting online and a deadline. Please provide a copy of the classified ad by 5:00 p.m. on Wednesday of each week. Transmit the copy to Mary Jane Neiman, CCAO Public Relations Associate, by e-mail at mjneiman@ccao.org