

Present: President Robert E Wirkner, Vice President Thomas R White, Commissioner Jeffrey L Ohler.

**IN THE MATTER OF
PLEDGE OF ALLEGIANCE**

 9:03 AM

Commissioner Wirkner asked that everyone stand and recite the Pledge of Allegiance.

**IN THE MATTER OF
RECORDINGS OF PROCEEDINGS**

 9:04 AM

Christopher R. Modranski, Assistant Clerk I, certified that the entire recording of the proceedings at the prior meetings are captured completely and accurately in the electronic record and are available at the office.

**IN THE MATTER OF
MINUTES**

Motion: to approve the summary of the minutes from the regular meeting of Monday, May 9, 2016, and electronic recording of the proceedings, **Action:** Vote was recorded as follows: YEA: President Robert E Wirkner, Vice President Thomas R White and Commissioner Jeffrey L Ohler; NEY: None; ABSENT: None; ABSTAIN: None, **Moved by** Vice President Thomas R White, **Seconded by** Commissioner Jeffrey L Ohler.
Motion carried on unanimous vote.

 9:04 AM

**IN THE MATTER OF
BOARD MEETING ATTENDANCE**

 9:04 AM

Commissioner Wirkner questioned if everyone on the Board would be in attendance today. Everyone replied yes.

**IN THE MATTER OF
EXPENSES**

Motion: to approve the following travel and membership expenses, **Action:** Vote was recorded as follows: YEA: President Robert E Wirkner, Vice President Thomas R White and Commissioner Jeffrey L Ohler; NEY: None; ABSENT: None; ABSTAIN: None, **Moved by** Commissioner Jeffrey L Ohler, **Seconded by** Vice President Thomas R White.
Motion carried on unanimous vote.

NAME, TITLE	DEPT.	EVENT	LOCATION	DATE	AMOUNT (not to exceed)
Thelma Ebling, Chairperson; Jeff Mangun, Board Member; John Barnett, Board Member; Robyn Sutton, Board Member; Amanda Tubaugh, Deputy Director	Board of Elections	Secretary of State's Summer Conference	Cleveland, OH	6/22/16 to 6/23/16	\$1,200.00
Thelma Ebling, Chairperson; Jeff Mangun, Board Member; John Barnett, Board Member; Robyn Sutton, Board Member; Vickie Reed, Director Amanda Tubaugh, Deputy Director	Board of Elections	Ohio Association of Election Officials Membership Dues	N/A	N/A	\$724.50
Melissa Herrington, Budget Officer Bambi Merrick, Fiscal Officer	DJFS	Fiscal & Program Performance Training	Columbus, OH	6/9/16	\$0.00

 9:04 AM

**IN THE MATTER OF
REGIONAL PLANNING MEETING**

 9:05 AM

Commissioner Wirkner advised a Regional Planning meeting is scheduled for Tuesday, May 17, 2016 at 7:00 P.M at the Carroll County District Library in Carrollton, Ohio. Commissioner Ohler stated the meeting was being called to discuss a landlocked property just outside of Carrollton.

**IN THE MATTER OF
RESOLUTION NO. 2016-24**

Commissioner Wirkner advised this resolution appeared in the last meeting which was tabled for further clarification. Commissioner Wirkner advised the dependents fund is an unfunded mandate by the State of Ohio. Commissioner Wirkner explained this fund is designed to give some relief to the reserve volunteer peace officers that are out risking their lives and there is no official fund in place to support the family because the officers aren't on a payroll. Commissioner Wirkner advised he questioned the language was ambiguous on the funding and asked for clarification on the initial premium cost. Commissioner Wirkner learned this will be a single cost for the County and is not based on the number of volunteer peace officers' under the Sheriff's Office. Commissioner Wirkner advised the bill states that additional funding may be required. Commissioner Wirkner advised the cost for each county is based on property value and the approximate cost for Carroll County is \$300.00.

Motion: to adopt resolution #2016-24 forming the Carroll County Volunteer Peace Officers' Dependents Fund Board, **Action:** Upon the call of the roll, vote was recorded as follows: YEA: President Robert E Wirkner, Vice President Thomas R White and Commissioner Jeffrey L Ohler; NEY: None; ABSENT: None; ABSTAIN: None, **Moved by** Vice President Thomas R White, **Seconded by** Commissioner Jeffrey L Ohler.

Motion carried on unanimous vote.

 9:15 AM

**RESOLUTION 2016-24
RESOLUTION TO CREATE THE CARROLL COUNTY VOLUNTEER PEACE OFFICERS' DEPENDENTS FUND
BOARD FOR THE CARROLL COUNTY SHERIFF
(SB 11 AND ORC CHAPTER 143)**

WHEREAS, the Ohio legislature recently established through the passage of SB 11 the Volunteer Peace Officers' Dependents Fund (Fund). The Fund was established to assist dependents of volunteer peace officers killed in the line of duty and to assist volunteer peace officers that become totally and permanently disabled as a result of a line of duty injury and is contained in Ohio Revised Code Chapter 143; and

WHEREAS, each political subdivision with a police or sheriff's department that employs volunteer peace officers will be made a member of the Fund. Each Fund member must establish a "Volunteer Peace Officers' Dependents Fund Board" to administer claims for the benefits from the Fund. ORC 143.01(C) defines "volunteer peace officer" as "any person who is employed as a police officer, sheriff's deputy, constable, or deputy marshal in a part-time, reserve, or volunteer capacity ... and is not a member of the public employees retirement system, Ohio police and fire pension fund, state highway patrol retirement system, or the Cincinnati retirement system"; and

WHEREAS, the Fund Board must have the following members: two members elected by the commissioners, two members elected by the volunteer peace officers of the sheriff's department and one member elected by the other four members (cannot be a public employee, member of the legislative authority or peace office for that department; must be a citizen registered to vote in that area); and

WHEREAS, one of the five elected Fund Board members must be identified as a chairperson and another as the secretary of by the members of the Fund Board; and

WHEREAS, each Fund member pays an initial premium of \$300-\$500, which is based on the member's assessed property valuation (ORC 143.06); additional premiums may be required; and

WHEREAS, the benefit amounts are (1) \$1,000 award to a surviving spouse, plus \$300/month; (2) \$125/month to the parent or guardian of dependent children; (3) \$300/month for disabled volunteer peace officers;

NOW THEREFORE BE IT RESOLVED, that the Carroll County Board of Commissioners creates the Carroll County Volunteer Peace Officers' Dependents Fund Board with members serving a one year term beginning the day this Resolution is signed and ending on December 31, 2016. Future one year appointments will be made for each calendar year. Members shall be appointed as follows:

Five Members	Member Appointed By
1	Board of Commissioners
2	Board of Commissioners
3	Carroll County Sheriff's Office Volunteer Peace Officers
4	Carroll County Sheriff's Office Volunteer Peace Officers
5	Fund Board

RESOLVED, that a certified copy of this resolution be sent to the Ohio Department of Commerce, Fiscal East, ATTN: Kimberly Hodnett, P.O. Box 4009, 6606 Tussing Road, Reynoldsburg, Ohio 43068 (Kimberly.Hodnett@com.state.oh.us) and the Carroll County Sheriff; and be it further

RESOLVED, that the Board of Commissioners finds and determines that all formal actions of this Board concerning and relating to the adoption of this resolution were taken in an open meeting of this Board and that all deliberations of this Board that resulted in those formal actions were in meetings open to the public in compliance with the law including Section 121.22 of the Ohio Revised Code.

Roll call vote was as follows:

Mr. White moved for the adoption of the preceding Resolution; Mr. Ohler seconded the motion.

Upon call of the roll the vote was recorded as follows:

Mr. White, Yes; Mr. Ohler, Yes; Mr. Wirkner, Yes.

Motion carried on unanimous vote. Resolution adopted this 12th day of May, 2016.

BOARD OF COMMISSIONERS
OF CARROLL COUNTY
/s/ Robert E. Wirkner
Robert E. Wirkner, President
/s/ Thomas R. White
Thomas R. White, Vice President
ABSENT
Jeffrey L. Ohler, Commissioner

ATTEST:

Christopher R. Modranski
[X] Christopher R. Modranski, Assistant Clerk I
[] Valerie S. Mossor, Assistant Clerk II
[] Janice E. Leggett, Clerk Supervisor

Journal 45, Page 533-534

**IN THE MATTER OF
APPOINTMENT
CARROLL COUNTY VOLUNTEER PEACE OFFICERS' DEPENDENTS FUND BOARD**

 9:17 AM

Commissioner Wirkner advised he feels the best candidates to serve on this Board would be the County Sheriff and the Chief of the Carrollton Police Department.

Motion: to appoint Dale R. Williams, Carroll County Sheriff, and Robert Ellington, Carrollton Police Chief, to the Carroll County Volunteer Peace Officers' Dependents Fund Board as the Commissioners' appointments, **Action:** Vote was recorded as follows:

YEA: President Robert E Wirkner, Vice President Thomas R White and Commissioner Jeffrey L Ohler; NEY: None; ABSENT:

None; ABSTAIN: None, **Moved by** Vice President Thomas R White, **Seconded by** Commissioner Jeffrey L Ohler.

Motion carried on unanimous vote.

 9:18 AM

**IN THE MATTER OF
CTL ENGINEERING, INC.
FCC/NEPA PUBLIC INVOLVEMENT – CORRECTED**

 9:21 AM

Commissioner Wirkner advised the Board of Commissioners received notice from CTL Engineering of Ohio, Inc. in reference to “FCC/NEPA Public Involvement – Corrected” proposing to construct a guyed-wire communications tower at 9099 Apollo Road Kensington, Ohio 44427. Commissioner Wirkner asked if the Board would be supporting the construction of the communications tower. The Board agreed they would.

Motion: to authorize the Board President to sign a letter showing support of the construction of a guyed-wire communications tower at 9099 Apollo Road, Kensington, Ohio, **Action:** Vote was recorded as follows: YEA: President Robert E Wirkner, Vice President Thomas R White and Commissioner Jeffrey L Ohler; NEY: None; ABSENT: None; ABSTAIN: None, **Moved by** Vice President Thomas R White, **Seconded by** Commissioner Jeffrey L Ohler.

Motion carried on unanimous vote.

 9:23 AM

**IN THE MATTER OF
PERMIT FOR THE USE OF COUNTY HIGHWAY RIGHT OF WAY(S)
OHIO POWER COMPANY**

Motion: to approve permits for the use of the following county highway right of way(s) as recommended by the County Engineer:

1. Ohio Power Company to install 1 utility pole, 1 transformer & 1 span of section in Center Township, Bacon Road (CR24), Section 3 for the Carrollton North Project.

Action: Vote was recorded as follows: YEA: President Robert E Wirkner, Vice President Thomas R White and Commissioner Jeffrey L Ohler; NEY: None; ABSENT: None; ABSTAIN: None, **Moved by** Vice President Thomas R White, **Seconded by** Commissioner Jeffrey L Ohler.

Motion carried on unanimous vote.

 9:24 AM

**IN THE MATTER OF
RIGHT OF ENTRY**

Motion: to approve a right of entry by the County Engineer to enter the property of Vickie Geiger, 9144 Lavender Road NW, Brown Township, Section 1, to open channel from crossover pipe to creek, **Action:** Vote was recorded as follows: YEA: President Robert E Wirkner, Vice President Thomas R White and Commissioner Jeffrey L Ohler; NEY: None; ABSENT: None; ABSTAIN: None, **Moved by** Vice President Thomas R White, **Seconded by** Commissioner Jeffrey L Ohler.

Motion carried on unanimous vote.

 9:25 AM

**IN THE MATTER OF
2016 CULVERT REHABILITATION ALAMO ROAD PROJECT
STANLEY MILLER CONSTRUCTION COMPANY
NOTICE OF COMMENCEMENT, NOTICE TO PROCEED, CONTRACT**

Motion: to approve a contract with Stanley Miller Construction Company for the 2016 Culvert Rehabilitation Alamo Road Project and to issue a Notice to Proceed with work beginning on or before May 16, 2016 and completion being December 1, 2016; a pre-construction conference will be conducted by the Engineer’s office explaining the requirements regarding payment of prevailing wages and posting of rates and posters which will be given to the contractor, **Action:** Vote was recorded as follows: YEA: President Robert E Wirkner, Vice President Thomas R White and Commissioner Jeffrey L Ohler; NEY: None; ABSENT: None; ABSTAIN: None, **Moved by** Vice President Thomas R White, **Seconded by** Commissioner Jeffrey L Ohler.

Motion carried on unanimous vote.

 9:28 AM

**IN THE MATTER OF
CDBG FY 15
SUBRECIPIENT AGREEMENT – CARROLL COUNTY PARK DISTRICT**

Motion: to approve a sub-recipient agreement by and between Carroll County and the Carroll County Park District for the CDBG FY15 Formula Program for the Sidewalk Installation Project in the amount of \$18,000.00, **Action:** Vote was recorded as follows: YEA: President Robert E Wirkner, Vice President Thomas R White and Commissioner Jeffrey L Ohler; NEY: None; ABSENT: None; ABSTAIN: None, **Moved by** Vice President Thomas R White, **Seconded by** Commissioner Jeffrey L Ohler.

Motion carried on unanimous vote.

 9:31 AM

**IN THE MATTER OF
CDBG
CREDIT ADJUSTMENTS**

Motion: to make necessary credit adjustments to the administrative portions of the Community Development Block Grant and Fair Housing grants, **Action:** Vote was recorded as follows: YEA: President Robert E Wirkner, Vice President Thomas R White and Commissioner Jeffrey L Ohler; NEY: None; ABSENT: None; ABSTAIN: None, **Moved by** Vice President Thomas R White, **Seconded by** Commissioner Jeffrey L Ohler.

Motion carried on unanimous vote.

 9:32 AM

**IN THE MATTER OF
APPOINTMENT – ALISON KERNS
AREA 16 WORKFORCE DEVELOPMENT BOARD**

Motion: to appoint Alison Kerns (representing HARCATUS) to the Area 16 Workforce Investment Board for the unexpired two-year term of July 1, 2015 through June 30, 2017, **Action:** Vote was recorded as follows: YEA: President Robert E Wirkner, Vice President Thomas R White and Commissioner Jeffrey L Ohler; NEY: None; ABSENT: None; ABSTAIN: None, **Moved by** Vice President Thomas R White, **Seconded by** Commissioner Jeffrey L Ohler.

Motion carried on unanimous vote.

 9:33 AM

**IN THE MATTER OF
MEMORANDUM OF UNDERSTANDING
STATEWIDE CONSORTIUM OF COUNTY LAW LIBRARY RESOURCE BOARDS**

Motion: to approve a Memorandum of Understanding between the Statewide Consortium of County Law Library Resource Boards and the Board of Carroll County Commissioners on behalf of the Carroll County Law Library Resources Board, **Action:** Vote was recorded as follows: YEA: President Robert E Wirkner, Vice President Thomas R White and Commissioner Jeffrey L Ohler; NEY: None; ABSENT: None; ABSTAIN: None, **Moved by** Vice President Thomas R White, **Seconded by** Commissioner Jeffrey L Ohler.

Motion carried on unanimous vote.

 9:34 AM

**IN THE MATTER OF
COMMUNICATIONS SERVICE REQUEST
OSU EXTENSION**

Motion: to approve the Communications Service Request and Full Letter of Agency USDA Site ID 52, **Action:** Vote was recorded as follows: YEA: President Robert E Wirkner, Vice President Thomas R White and Commissioner Jeffrey L Ohler; NEY: None; ABSENT: None; ABSTAIN: None, **Moved by** Vice President Thomas R White, **Seconded by** Commissioner Jeffrey L Ohler.

Motion carried on unanimous vote.

 9:37 AM

**IN THE MATTER OF
PAYMENT OF BILLS**

Motion: to approve bills submitted for payment and to authorize the County Auditor to issue her warrant on the County Treasury for payment of same, **Action:** Vote was recorded as follows: YEA: President Robert E Wirkner, Vice President Thomas R White and Commissioner Jeffrey L Ohler; NEY: None; ABSENT: None; ABSTAIN: None, **Moved by** Vice President Thomas R White, **Seconded by** Commissioner Jeffrey L Ohler.

Motion carried on unanimous vote.

 9:39 AM

**IN THE MATTER OF
PAYMENT OF BILLS WITHOUT PRIOR CERTIFICATION:
REVISED CODE 5705.41**

Motion: to approve payment of the following for materials or services purchased without a proper purchase order and certification and the County Auditor is authorized to issue her warrant for payment of same, **Action:** Vote was recorded as follows: YEA: President Robert E Wirkner, Vice President Thomas R White and Commissioner Jeffrey L Ohler; NEY: None; ABSENT: None; ABSTAIN: None, **Moved by** Vice President Thomas R White, **Seconded by** Commissioner Jeffrey L Ohler.

Motion carried on unanimous vote.

COUNTY: Carroll Co-Op, \$1,913.23; Agland, \$437.76; US Foods, \$1,863.84; NSO, \$109.00; Studer Architects, \$1,800.00.

DJFS: James Miller, \$800.00; CS50, \$18,253.24.

 9:39 AM

**IN THE MATTER OF
OIL & GAS
SURE GROUP LEASE**

 9:40 AM

Commissioner Ohler advised the Board had sent a letter to the SURE Group attorney, Reminger Co. L.P.A. offering to pay \$2,500 to be included in the arbitration. Commissioner Ohler advised the firm has denied that offer and would like to sign a final communication to the attorney to advise the County is withdrawing from arbitration. Commissioner Wirkner advised an arbitrator fee was already paid and feels the County has a seat at the table. Commissioner Wirkner advised he feels they are trying to box us in by a fee agreement. Commissioner Wirkner advised he doesn't think the Board should remove themselves from the table since they have already accepted money for the arbitrator. Commissioner Wirkner believes the Board should give no response and allow it to play out.

Motion: to send a letter to Reminger Co. L.P.A. advising the Board is not in a financial situation to enter into a fixed fee agreement at this time and Ohio Revised Code will not allow for a contingency fee agreement, **Action:** Vote was recorded as follows: YEA: President Robert E Wirkner, Vice President Thomas R White and Commissioner Jeffrey L Ohler; NEY: None; ABSENT: None; ABSTAIN: None, **Moved by** Vice President Thomas R White, **Seconded by** President Robert E Wirkner.

Motion carried on unanimous vote.

 9:46 AM

**IN THE MATTER OF
WPCLF/HSTS GRANT**

 9:47 AM

Janice Leggett, Clerk Supervisor, Commissioners, appeared before the Board to advise the County is now accepting applications for the Household Sewer Treatment System grant. Ms. Leggett advised an informational meeting will be held Monday, May 23, 2016 at 6:00 PM at the Carroll County Friendship Center to give applicants a chance to ask questions. Commissioner Wirkner asked if a resolution has been determined if bids will need to be accepted. Ms. Leggett advised the prosecutor is of the opinion that the soil evaluators and designers can be considered consultants, but the installation contractor will be required to go through the bid process. Ms. Leggett advised the plan is to bundle 3 or 4 septic projects together and bid the bundled group as one project. Ms. Leggett asked if the Board would like to charge an administrative fee to the homeowners since the grant doesn't cover any administration costs. Ms. Leggett suggested that since the grant is designed to benefit low to moderate income families, an administrative fee would be a burden on the applicants. The Board agreed.

Motion: to administer the HSTS Grant with the associated administration fees to be paid by the Commissioners, **Action:** Vote was recorded as follows: YEA: President Robert E Wirkner, Vice President Thomas R White and Commissioner Jeffrey L Ohler; NEY: None; ABSENT: None; ABSTAIN: None, **Moved by** Vice President Thomas R White, **Seconded by** Commissioner Jeffrey L Ohler. Motion carried on unanimous vote.

 9:55 AM

**IN THE MATTER OF
PROSECUTOR OPINION**

Motion: to provide the Ohio Environmental Protection Agency (EPA) with a copy of the Prosecutor Opinion dated May 11, 2016 in reference to the Water Pollution Control Loan Fund/Household Sewer Treatment System, **Action:** Vote was recorded as follows: YEA: President Robert E Wirkner, Vice President Thomas R White and Commissioner Jeffrey L Ohler; NEY: None; ABSENT: None; ABSTAIN: None, **Moved by** Vice President Thomas R White, **Seconded by** Commissioner Jeffrey L Ohler. Motion carried on unanimous vote.

 9:56 AM

**IN THE MATTER OF
ATWOOD**

 9:56 AM

Commissioner Ohler advised he is meeting with Kiko Company Friday, May 12, 2016 at 9:00 AM to discuss Atwood Lake Resort and Golf Club.

**IN THE MATTER OF
HEALTH DEPARTMENT**

 9:56 AM

Commissioner Wirkner advised he will be meeting with the Health Commissioner, Health District Board President, Auditor and Calvin Mangum (Augusta Township Trustee) to discuss the operation of the Health Department.

**IN THE MATTER OF
ADJOURN**

Motion: to adjourn, **Action:** Vote was recorded as follows: YEA: President Robert E Wirkner, Vice President Thomas R White and Commissioner Jeffrey L Ohler; NEY: None; ABSENT: None; ABSTAIN: None, **Moved by** Commissioner Jeffrey L Ohler, **Seconded by** Vice President Thomas R White. Motion carried on unanimous vote.

 10:00 AM

/s/Christopher R. Modranski
Christopher R. Modranski, Assistant Clerk I
(PREPARED BY)

We hereby certify the foregoing to be true and correct.
/s/ Janice E. Leggett
Janice E. Leggett, Clerk Supervisor

Carroll County Commissioners

/s/ Robert E Wirkner PRESIDENT
Robert E Wirkner
/s/ Thomas R White
Thomas R White
/s/ Jeffrey L Ohler
Jeffrey L Ohler
/s/ Robert E Wirkner PRESIDENT
Robert E Wirkner