

09:08 AM

Present: President Jeffrey L Ohler, Vice President Robert E Wirkner and Commissioner Thomas R White Absent: None.

**IN THE MATTER OF  
PLEDGE OF ALLEGIANCE**

09:08 AM

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

**IN THE MATTER OF  
RECORDINGS OF PROCEEDINGS**

09:08 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**

A motion was made by Vice President Robert E Wirkner, seconded by Commissioner Thomas R White, to approve the summary of the minutes from the meetings of Thursday, June 11, 2015 and Friday, June 12, 2015 and electronic recording of the proceedings.

09:09 AM

The motion carried on the following vote: **YEA:** President Jeffrey L Ohler, Commissioner Thomas R White and Vice President Robert E Wirkner **NEY:** None **ABSENT:** None. **ABSTAIN:** None.

**IN THE MATTER OF  
BOARD MEETING ATTENDANCE**

09:09 AM

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

**IN THE MATTER OF  
EXPENSES**

A motion was made by Commissioner Thomas R White, seconded by Vice President Robert E Wirkner, to approve the following expenses:  
1. Karin Taff, Director, Victims Assistance, to attend Advanced Legal Advocacy conference in Ravenna, Ohio on June 10, 2015 and September 9, 2015 with expenses not to exceed \$150.00.

09:10 AM

The motion carried on the following vote: **YEA:** President Jeffrey L Ohler, Commissioner Thomas R White and Vice President Robert E Wirkner **NEY:** None **ABSENT:** None. **ABSTAIN:** None.

**IN THE MATTER OF  
APPROPRIATION AMENDMENT(S)**

A motion was made by Vice President Robert E Wirkner, seconded by Commissioner Thomas R White, to authorize the following appropriation amendment(s):

| FUND                   | FROM      |                   | TO        |                   | AMOUNT      |
|------------------------|-----------|-------------------|-----------|-------------------|-------------|
|                        | NAME      | CODE              | NAME      | CODE              |             |
| Real Estate Assessment | Contracts | 0103-J000-J03.000 | Equipment | 0103-J000-J04.040 | \$24,000.00 |

09:10 AM

The motion carried on the following vote: **YEA:** President Jeffrey L Ohler, Commissioner Thomas R White and Vice President Robert E Wirkner **NEY:** None **ABSENT:** None. **ABSTAIN:** None.

**IN THE MATTER OF  
REPORT OF COUNTY DOG WARDEN**

09:10 AM

Kenny Ohler, Dog Warden, filed his report for the week of June 8 through June 13, 2015 showing 9 dogs impounded, 7 adopted out, 3 redeemed, 0 euthanized, 0 citation(s) for no license, and 0 citation(s) for running at large.

**IN THE MATTER OF  
PROSECUTOR OPINION**

**CDBG FY14 – VILLAGE OF MALVERN**

A motion was made by Vice President Robert E Wirkner, seconded by Commissioner Thomas R White, to send the CDBG FY14 Village of Malvern, East Porter Street Resurfacing contract by and between the Board and Central Allied Enterprises, Inc. to the Prosecutor for his approval for form and function.

09:11 AM

The motion carried on the following vote: **YEA:** President Jeffrey L Ohler, Commissioner Thomas R White and Vice President Robert E Wirkner **NEY:** None **ABSENT:** None. **ABSTAIN:** None.

**IN THE MATTER OF  
PROSECUTOR OPINION  
REMINGER CO., L.P.A. CONTINGENCY FEE AGREEMENT**

Commissioner Wirkner advised there have been some questions about some of the charges appearing on royalties from Rex Energy. Commissioner Wirkner advised the gross lease that everyone believed they had with Rex Energy appears to be questionable at how they are looking at the charges. The leaseholders who are affected by this particular lease have agreed to hire an attorney and send the lease for arbitration. Commissioner Wirkner advised because the County has a major stake in the land involved in this lease the Board will need to decide if the County will be joining the other landowners in the arbitration. Commissioner Ohler advised we should wait to hear from the Prosecutor before moving forward.

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A motion was made by Vice President Robert E Wirkner, seconded by Commissioner Thomas R White, to send the Contingency Fee Agreement by and between the SURE Land Group and Reminger Co., L.P.A. to the Prosecutor for his approval for form and function.

09:12 AM

The motion carried on the following vote: **YEA:** President Jeffrey L Ohler, Commissioner Thomas R White and Vice President Robert E Wirkner **NEY:** None **ABSENT:** None. **ABSTAIN:** None.

**IN THE MATTER OF  
PROSECUTOR OPINION  
TRANSFERRING DOG POUND TO SHERIFF**

A motion was made by Commissioner Thomas R White, seconded by Vice President Robert E Wirkner, to request an opinion from the Prosecutor defining what the Board of Commissioners needs to do to transfer the Dog Pound to the Sheriff's Office for his management.

09:15 AM

The motion carried on the following vote: **YEA:** President Jeffrey L Ohler, Commissioner Thomas R White and Vice President Robert E Wirkner **NEY:** None **ABSENT:** None. **ABSTAIN:** None.

**IN THE MATTER OF  
PAYMENT OF BILLS**

A motion was made by Vice President Robert E Wirkner, seconded by Commissioner Thomas R. White, to approve bills submitted for payment and to authorize the county Auditor to issue her warrant on the county Treasury for payment of same.

09:15 AM

The motion carried on the following vote: **YEA:** President Jeffrey L Ohler, Commissioner Thomas R White and Vice President Robert E Wirkner **NEY:** None **ABSENT:** None. **ABSTAIN:** None.

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

A motion was made by Commissioner Thomas R. White, seconded by Vice President Robert E Wirkner, to approve payment of the following for materials or services purchased without a proper purchase order and certification and the Auditor is authorized to issue her warrant for payment of same:

**COUNTY:** Jobs, \$169.90; Capital One Bank, \$1,680.62; Carson's, \$161.81; Iron Mountain, \$2,337.06; Ace Hardware, \$192.00; Guess Motors, \$262.88; Graphic Enterprises, \$1,878.68; Cintas, \$233.34.

09:15 AM

The motion carried on the following vote: **YEA:** President Jeffrey L Ohler, Commissioner Thomas R White and Vice President Robert E Wirkner **NEY:** None **ABSENT:** None. **ABSTAIN:** None.

**IN THE MATTER OF  
ATWOOD  
RADIUS HOSPITALITY**

9:19:24 AM

Scott Yaeger, Principal, Radius Hospitality, appeared before the Board to give an update on Atwood Lake Resort and Golf Club (Lodge). Commissioner Ohler advised he felt the work session held on Friday, June 12, 2015 went very well. Commissioner Ohler advised one key point the Board wanted to address was the donation agreement. Commissioner Wirkner advised what he thought was beneficial from the work session was finding out what each group's long range intentions are for the Lodge. Commissioner Wirkner advised the biggest issue with the donation agreement is that the Board is in violation of the agreement because it required an 18-hole golf course to be operational by this past spring and that installation hasn't began. Commissioner Wirkner advised John Hoopingarner is going to advocate to his Board to modify the donation agreement so that the County is not under the gun of that particular provision. Commissioner Wirkner advised both groups will be working on the amendment to illustrate that if and when sufficient funds from royalty payments come in, all will revisit the installation of a golf course. Commissioner Ohler advised there have been some comments made that the Lodge is closing down and that is not true. Mr. Yaeger advised he felt the meeting was very positive with open communication and this was the first time the Commissioners, Radius and MWCD sat down together to dig through where to go with the property. Mr. Yaeger advised the golf course has been a concern and hopefully we are to a point where MWCD can move that concern further down the road. Mr. Yaeger advised his biggest concerns are the comments in the public that the Lodge is shutting down and Radius is leaving. Mr. Yaeger advised he wants to make it very clear that this is not true, Radius's intention is not to leave and plans on being there as long as the County allows them to be there. Commissioner White advised there are a few grants that can be applied to the property and Economic Development is working on obtaining those grants to further enhance the property.

**IN THE MATTER OF  
PHONE SYSTEM**

9:25:20 AM

Commissioner Wirkner advised he met with the investigator for CORSA last week and they are trying to come up with a fair market price for the damaged phone system. Commissioner Wirkner advised the phone system was only restored to about 80% because the County approved purchasing a new phone system.

**IN THE MATTER OF  
JEFFREY L OHLER**

9:26:29 AM

Commissioner Ohler advised the Board will be attending the CCH Solid Waste's meeting today at noon located at Ponderosa.

**IN THE MATTER OF  
PUBLIC HEARING – SUBDIVISION REGULATIONS  
REGIONAL PLANNING COMMISSION**

9:32:10 AM

The time having arrived to hold the public hearing for the proposed modifications to the Carroll County Subdivision Regulations as requested by the Regional Planning Commission, the following were present: Jeffrey L Ohler, Robert E Wirkner, Thomas R White, Nancy Schaar, Free Press Standard and Christopher R. Modranski, Assistant Clerk I. Commissioner Ohler advised the proposed modifications are:

1. That Section 5.1.02 be amended by removing first paragraph and changing the chart from 65,340 square feet to 36,000 square feet for single family sewer and 65,340 square feet to 50,000 square feet for two family sewer; also paragraph A added: "All widths are to be measured at the required building setback 1 line." All succeeding paragraphs will be re-lettered.
2. That Section 5.3.05(G) be amended by:

- a. Changing paragraph (1)(A) to read: "Permanent dead-end streets or cul-de-sacs shall be used only where a continuous street is not practical. Such a street shall be no longer than eight hundred (800) feet including the length of the turning area and shall be provided at the closed end with a turn-around having a right-of-way radius of at least fifty (50) feet where parking is prohibited and sixty (60) feet where parking is permitted. The street right-of-way lines and the circumferences of the turnaround shall be joined by an arc with a radius of at least (50) feet. Cul-de-sac pavements shall have a minimum radius of forty (40) feet."
- b. Changing paragraph (1)(B) to read: "Where only single-family residences are involved and where the street does not exceed three hundred fifty (350) feet in length, a T-type back-around terminus may be approved within the normal right-of-way."

Commissioner Ohler asked if there were any objections or discussion regarding the proposed modifications. There were none.

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A motion was made by Vice President Robert E Wirkner, seconded by Commissioner Thomas R White, to adopt the modifications to the Subdivision Regulations requested by the Regional Planning Commission as advertised in The Free Press Standard on May 14, 2015.

[9:34:50 AM](#)

The motion carried on the following vote: **YEA:** President Jeffrey L Ohler, Commissioner Thomas R White and Vice President Robert E Wirkner **NEY:** None **ABSENT:** None. **ABSTAIN:** None.

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Commissioner Ohler advised that the Public Hearing is now closed [9:35:09 AM](#).

**IN THE MATTER OF  
OSU EXTENSION OFFICE  
CHERYL MICKLEY – FCS EDUCATOR**

[9:38:56 AM](#)

Sandy Smith, Director, OSU Extension Office, appeared before the Board to introduce new hire, Cheryl Mickley, Extension Educator - Family Consumer Sciences. Ms. Smith advised Ms. Mickley began her duties on June 1, 2015. Ms. Mickley advised she will be educating in the areas of family and consumer sciences. Ms. Mickley advised she will select an area to focus on in the next couple months but must find what the needs are in the County that are not yet being targeted. Ms. Mickley asked the Board to let her know if they have any suggestions on what the County’s needs are. Commissioner Ohler advised the Board is happy with the support provided to the County residents by the OSU Extension.

**IN THE MATTER OF  
DOG WARDEN  
VEHICLE DAMAGE**

[9:43:12 AM](#)

Commissioner Wirkner advised he has heard that the Dog Warden’s truck has been damaged and not reported to his supervisor. Commissioner White advised he will investigate further and report back to the Board.

A motion was made by Vice President Robert E Wirkner, seconded by Commissioner Thomas R White, to adjourn at [9:45:07 AM](#)

The motion carried on the following vote: **YEA:** President Jeffrey L Ohler, Commissioner Thomas R White and Vice President Robert E Wirkner **NEY:** None **ABSENT:** None. **ABSTAIN:** None.

Carroll County Commissioners

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

/s/ Jeffrey L Ohler PRESIDENT  
Jeffrey L Ohler  
/s/ Robert E Wirkner

Robert E Wirkner  
/s/ Thomas R White

We hereby certify the foregoing to be true and correct.

/s/ Janice E. Leggett  
Janice E. Leggett, Clerk Supervisor

Thomas R White  
/s/ Jeffrey L Ohler PRESIDENT  
Jeffrey L Ohler