

[9:00:09 AM](#)

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

**IN THE MATTER OF  
PLEDGE OF ALLEGIANCE**

[9:00:11 AM](#)

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

**IN THE MATTER OF  
RECORDINGS OF PROCEEDINGS**

[9:00:34 AM](#)

Janice E. Leggett, Clerk Supervisor, 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 President Jeffrey L Ohler, to approve the summary of the minutes from the meeting of Thursday, July 16, 2015 and electronic recording of the proceedings.

[9:00:55 AM](#)

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

**IN THE MATTER OF  
BOARD MEETING ATTENDANCE**

[9:00:58 AM](#)

Commissioner Ohler questioned if everyone on the Board would be in attendance today. Commissioner White is absent.

**IN THE MATTER OF  
EXPENSES**

A motion was made by Vice President Robert E Wirkner, seconded by President Jeffrey L Ohler, to approve the following travel and membership expenses:

NAME, TITLE	DEPT.	EVENT	LOCATION	DATE	AMOUNT (not to exceed)
Kate Offenberger, Director	DJFS	C-8 Directors Retreat	Columbus, OH	7/29-7/30/15	\$200.00
Lisa Smiley, Social Service Worker II	DJFS	APS Training: Risk Assessment & Initial Investigation	Cambridge, OH	07/21-7/22/15	\$20.00

[9:01:09 AM](#)

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

**IN THE MATTER OF  
APPROPRIATIONS**

A motion was made by Vice President Robert E Wirkner, seconded by President Jeffrey L Ohler, to authorize the following appropriation(s):

FUND	NAME	CODE	AMOUNT
County General	Transfers Out	0280-A015-A16.200	\$30,000.00
General Permanent Improvement	Capital Projects	0015-N020-N01.000	\$30,000.00

[9:01:16 AM](#)

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

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

A motion was made by Vice President Robert E Wirkner, seconded by President Jeffrey L Ohler, to authorize the following appropriation amendment(s):

FUND	FROM	TO	AMOUNT
	NAME	NAME	
	CODE	CODE	
County General	Courthouse Security	Transfers Out	\$30,000.00
General Fund	Relief Allowances	Rent & Bldg Care	\$2,000.00
	0025-A004-B21.000	0280-A015-A16.200	
	0255-A009-C06.000	0255-A009-C12.000	

[9:01:23 AM](#)

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

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

[9:01:34 AM](#)

Kenny Ohler, Dog Warden, filed his report for the week of July 13 through July 18, 2015 showing 17 dogs impounded, 9 adopted out, 3 redeemed, 0 euthanized, 1 citation(s) for no license, and 0 citation(s) for running at large.

**IN THE MATTER OF  
BID NOTICE**

**SURPLUS VEHICLES**

[9:01:49 AM](#)

Commissioner Ohler advised sealed bids will be received up to and opened at 9:30 a.m., Thursday, August 13, 2015 to sell a 2002 Chevy Bus, Identification 1GBJG31F621222743 with 214,747 miles and a 2006 Goshen Pacer Bus, Identification 1FDWE35L36DA83193 with 164,556 miles. For more information and viewing of the vehicles contact Sonja Leggett, Transit Director, at 330-627-1900, Monday through Friday from 8:00 a.m. to 4:00 p.m.

**IN THE MATTER OF  
BID NOTICE  
CARROLL COUNTY 2015 GUARDRAIL REPLACEMENT**

A motion was made by Vice President Robert E Wirkner, seconded by President Jeffrey L Ohler, to accept bids up to and opened at 9:30 a.m. on August 20, 2015 in the office of the Carroll County Commissioners at 119 S. Lisbon Street, Suite 201, Carrollton, Ohio for the Carroll County 2015 Guardrail Replacement project. Specifications can be picked up at the Carroll County Engineer’s office located at 200 Kensington Road NE, Carrollton, Ohio.

[9:03:03 AM](#)

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

**IN THE MATTER OF  
RESOLUTION NO. 2015-25  
ECONOMIC DEVELOPMENT**

A motion was made by Vice President Robert E Wirkner, seconded by President Jeffrey L Ohler, to adopt a resolution to restructure the office of Economic Development pursuant to Ohio Revised Code §307.07.

[9:06:02 AM](#)

Upon the call of the roll, the vote recorded as follows: **YEA:** President Jeffrey L Ohler and Vice President Robert E Wirkner **NEY:** None **ABSENT:** Commissioner Thomas R. White. **ABSTAIN:** None.

Motion carried.  
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**RESOLUTION #2015-25  
FORMATION OF ECONOMIC DEVELOPMENT**

**WHEREAS**, Ohio Revised Code §307.07 authorizes the Board of Commissioners, among other things, to form an office of economic development to develop and promote plans and programs designed to assure that county resources are efficiently used, economic growth is properly balanced, and that county economic development is coordinated with that of the state and other local governments; **WHEREAS**, the Board of Commissioners desires to restructure the office of Economic Development pursuant to Ohio Revised Code 307.07, and hire a director of Economic Development, who shall be a member of the unclassified civil service and who may:

- (1) With the approval of the Board, hire such staff and employ such technical and advisory personnel as the Director sees fit to enable the director to carry out the functions and duties of the office;
- (2) With the approval of the Board, contract for services necessary to enable the Director to carry out the functions and duties of the office;
- (3) With the approval of the Board, enter into agreements with federal, state, and local governments and agencies thereof, and with public, private, or nonprofit organizations to carry out the functions and duties of the office;
- (4) Maintain membership in development organizations;
- (5) With the approval of the Board, make loans or grants and provide other forms of financial assistance for the purpose of economic development, including financial assistance for permanent public improvements, in compliance with applicable laws of this state, and fix the rate of interest and charges to be made for such financial assistance;
- (6) With the approval of the Board, receive and accept grants, gifts, and contributions of money, property, labor, and other things of value, to be held, used, and applied only for the purpose for which they are made, from individuals, private and public corporations, the United States government or any agency thereof, from the state or any agency thereof, or from any political subdivision or any agency thereof, and may agree to repay any contribution of money or return any property contributed or the value thereof in amounts, and on terms and conditions, excluding the payment of interest, as the Director determines, and may evidence the obligations by written evidence;
- (7) Establish with the Board any funds that are necessary for the deposit and disbursement of gifts or contributions of money accepted for economic development purposes;
- (8) With the approval of the Board, design, implement, monitor, oversee, and evaluate economic development plans, programs, strategies, and policies;
- (9) Purchase real property to convey to a county land reutilization corporation to be used in accordance with its public purposes;
- (10) Perform all acts necessary to fulfill the functions and duties of the office.

**BE IT THEREFORE RESOLVED**, that this Board of Carroll County Commissioners does hereby restructure the office of Economic Development as described above.

Mr. Wirkner 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. Ohler, yes ; Mr. Wirkner, yes ; Mr. White, absent .  
Motion carried. Resolution adopted this 20<sup>th</sup> day of July, 2015.

BOARD OF COMMISSIONERS  
OF CARROLL COUNTY

ATTEST:

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

/s/ Jeffrey L. Ohler  
Jeffrey L. Ohler, President  
/s/ Robert E. Wirkner  
Robert E. Wirkner, Vice President  
Absent  
Thomas R. White, Commissioner

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**IN THE MATTER OF  
PAYMENT OF BILLS**

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

[9:06:46 AM](#)

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

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

A motion was made by Vice President Robert E Wirkner, seconded by President Jeffrey L Ohler, 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:** Slesnick Steel, \$317.00; Cintas, \$155.56

[9:06:57 AM](#)

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

**IN THE MATTER OF  
EMPLOYEE BENEFITS**

[9:07:25 AM](#)

Commissioner Wirkner advised the County General fund employees pay the highest rate for health insurance. The Employee Benefits Committee met recently and recommended this rate be reduced to be more equitable with the rest of the County employees.

Commissioner Wirkner advised he checked to verify the different rates within the County and verified with CEBCO that the change in rate would not create a problem with the excise tax/Cadillac Tax. If the General Fund employees were brought to 15%, it would narrow the gap. Commissioner Ohler asked what the additional cost would be for this reduction. Commissioner Wirkner advised it would be \$13,636.20 for the year.

\*\*\*\*\*

A motion was made by Vice President Robert E Wirkner, seconded by President Jeffrey L Ohler, to reduce the health insurance premium amount to 15% for County General Fund employees effective for 2016.

[9:09:50 AM](#)

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

**IN THE MATTER OF  
FAMILY & CHILDREN FIRST COUNCIL**

[9:10:08 AM](#)

John McCall, Director, Family & Children First Council (FCFC), appeared before the Board to request approval on the application for Operational Capacity Building Funds (OCBF), which is the Council's only source of administrative and operational funds other than local contributions. The total amount is \$15,285.00. Mr. McCall advised the Family Centered Services and Support application has been approved and FCFC will be receiving \$19,475.00 for fiscal year 2016. These funds are used for service coordination such as camps and respite care. Mr. McCall advised the Ohio Children's Trust Fund, which is child abuse and neglect prevention dollars, will be regionalized. Carroll County is part of the region which includes Belmont, Coshocton, Guernsey, Harrison, Jefferson, Monroe, Muskingum, Noble and Tuscarawas Counties. Eventually, the Commissioners will be asked to appoint one or two persons. Mr. McCall asked the Board to consider FCFC, job and family services or mental health services staff as appointees. Commissioner Ohler asked if Mr. McCall would come back with recommendations for these appointments. Mr. McCall answered yes. Mr. McCall advised that the 211 call center has increased to include seven counties: Stark, Tuscarawas, Jefferson, Carroll, Coshocton, Washington, and Harrison Counties. He provided the Board with a quarterly report of the 211 services. A copy is on file in the Commissioners' office.

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A motion was made by Vice President Robert E Wirkner, seconded by President Jeffrey L Ohler, to approve the application by Family & Children First Council to apply for funds under the Operational Capacity Building Fund FY 16 due July 31, 2015

[9:19:40 AM](#)

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

**IN THE MATTER OF  
NEWS MEDIA**

[9:20:30 AM](#)

Sara Kline, Mr. Thrifty/Minerva News Leader, asked for clarification on the bid notice for the surplus vehicles. Nancy Schaar, Free Press Standard, asked what the County General employees are currently paying for health insurance. Commissioner Wirkner advised it is 19.175%, with the Health Department being the next highest at 12% and it slopes downward from there.

**IN THE MATTER OF  
ENGINEER**

[9:25:31 AM](#)

Commissioner Ohler asked Brian Wise, Engineer, if he had an opportunity to speak with Mayor Frank Leghart, Village of Carrollton, about the flooding at Route 43 and Bacon Road. Mr. Wise advised he had not spoken with the Mayor yet, but he did view the area. He believes where the flooding is taking place belongs to the Village, and the County's responsibility does not begin until past Trump Road/Bacon Road.

**IN THE MATTER OF  
PHONE SYSTEM  
FRONTIER**

[9:27:44 AM](#)

Commissioner Wirkner advised Frontier is beginning to run fiber wire today. They will start on the ground floor and work up from there. As floor one becomes operational on the new system, the other three floors will still operate on the old system and so on.

**IN THE MATTER OF  
PUBLIC HEARING - VACATE CEDAR ROAD  
RESOLUTION NO. 2015-24**

9:30:06 AM

Commissioner Ohler advised those present that it is now time to conduct the public hearing to vacate Cedar Road as petitioned by Willis Long, Malissa Long and others in Loudon Township. A legal notice was placed in the Free Press Standard on June 18 and 25, 2015 advising of the viewing and hearing. The viewing took place at the site on Monday, July 13, 2015 at 10:00 a.m. Brian Wise, Engineer, provided a letter which recommended the vacation of Cedar Road. Commissioner Ohler questioned if there was anyone present who wished to speak against vacating Cedar Road. If so, state your name. No one present replied. Commissioner Ohler asked if anyone present wished to speak in favor of vacating Cedar Road. If so, state your name. No one present replied.

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A motion was made by Vice President Robert E Wirkner, seconded by President Jeffrey L Ohler, to adopt a resolution vacating Cedar Road (CR 60A) in Loudon Township as petitioned by Willis Long, Malissa Long, and others.

9:31:30 AM

Upon the call of the roll, the vote recorded as follows: **YEA:** President Jeffrey L Ohler and Vice President Robert E Wirkner **NEY:** None **ABSENT:** Commissioner Thomas R. White. **ABSTAIN:** None.

Motion carried.

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**RESOLUTION #2015-24  
VACATING CEDAR ROAD (CR 60A)**

The Carroll County Board of Commissioners met on the 20<sup>th</sup> day of July, 2015, in regular session at the office of the Board (119 S. Lisbon Street, Suite 201, Carrollton, Ohio), with the following members present: Jeffrey L Ohler and Robert E Wirkner.

WHEREAS, a request was filed by Willis Long II, Malissa Long and others to vacate Cedar Road (CR 60A) located in Loudon Township, more fully described as follows:

Being a description of the vacated Carroll County Road 60A (Cedar Road) as found in the Highway Easement Vacation and Dedication Plat on file with the Carroll County Engineer's Office and recorded in the Carroll County Recorder's Office.

Situated in the Township of Loudon, County of Carroll and State of Ohio and being part of the Southeast Quarter of Section 30, Township 11, Range 4 of the Seven Ranges and being further bounded and described:

Beginning at a point on the south right of way line for State Route 164 and the north right of way line for County Road 60A, said point being located the following five courses from the northeast corner of the southeast corner of said Section 30:

- 1). S 06°35'10" W a distance of 817.37 feet to an iron pin found
- 2). N 84°54'50" W a distance of 180.80 feet;
- 3). N 89°08'30" W a distance of 58.45 feet;
- 4). N 58°15'40" W along the existing southerly right of way line for State Route 164 a distance of 327.84 feet;
- 5). With a curve to the right having a radius of 969.90 feet, a chord distance of 107.49 feet on a chord bearing of N 55°05'00" W, a central angle of 6°21'12", for a distance of 107.55 feet, to the **PLACE OF BEGINNING**.

Thence from said **PLACE OF BEGINNING**, S 34°09'38" E a distance of 69.92 feet;

thence S 38°35'09" E a distance of 127.77 feet;

thence S 47°05'56" E a distance of 58.51 feet;

thence S 55°19'38" E a distance of 37.93 feet;

thence S 33°57'32" W a distance of 30.00 feet;

thence N 55°19'38" W a distance of 40.46 feet;

thence N 47°05'56" W a distance of 62.91 feet;

thence N 38°35'09" W a distance of 131.17 feet;

thence N 34°09'38" W a distance of 190.44 feet;

thence along the southerly existing right of way line for State Route 164 and with a non-tangential curve to the left having a radius of 969.90 feet, a chord distance of 123.07 feet on a chord bearing of S 48°16'08" E, a central angle of 7°16'33" for a length of 123.15 feet to the **PLACE OF BEGINNING**.

The above described tract contains 0.2439 acres of which 0.0535 acres is in PPN 21-0000052.002, 0.0795 acres is in PPN 21-0000052.000 and 0.1109 acres is in PPN 21-0000052.003.

Bearings are oriented to Survey 6108 and 6923 of the Carroll County Survey Records. Survey and description by prepared by Rodney C. Yoder, P.S. 7220 in June 2014 for the Carroll County Commissioners.

WHEREAS, it is the recommendation of the County Engineer that the above-described Cedar Road (CR 60A) be vacated; and

WHEREAS, legal advertising and personal notice was given in accordance with Ohio Revised Code §5553.05; and

WHEREAS, this Board viewed Cedar Road (CR 60A) on the 13<sup>th</sup> day of July, 2015; and

WHEREAS, a public hearing was held the 20<sup>th</sup> day of July, 2015, to consider vacating said Cedar Road (CR 6A); and

WHEREAS, this Board has determined that vacating said Cedar Road (CR 60A) as described in the above legal description is appropriate; and

THEREFORE, BE IT RESOLVED by this Board, that Cedar Road (CR 60A) located in Loudon Township, as described above, be and the same is hereby declared vacated; and

BE IT FURTHER RESOLVED that the entire portion of roadway so vacated shall become part of the holdings of the abutting property owners in proportionate shares as provided by law; and

BE IT FURTHER RESOLVED, that the land within the limits of said Cedar Road (CR 60A) shall remain subject to the rights of utilities now maintaining structures, fixtures and appurtenances in, under, over or upon said lands, to continue to maintain such structures, fixtures, and appurtenances, and to enter upon said lands wherever reasonably necessary to do so for the purpose of inspecting, altering, replacing, repairing, patrolling and maintaining such structures, fixtures and appurtenances; and

BE IT FURTHER RESOLVED, that the Clerk of this Board shall forward a certified copy of this resolution to the abutting property owners, the Carroll County Engineer, the Carroll County Recorder, and the Loudon Township trustees.

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

Motion carried. Resolution adopted this 20<sup>th</sup> day of July, 2015.

ATTEST:

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

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

APPROVED AS TO FORM:

/s/ Donald R. Burns  
Donald R. Burns, Prosecuting Attorney  
Journal 45, Page 196-197  
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Public hearing closed at [9:33:20 AM](#)

**IN THE MATTER OF  
SORREL ROAD**

[9:35:34 AM](#)

The Board and Brian Wise, Engineer, discussed Sorrel Road and a request by the property owners to reroute the roadway.

**IN THE MATTER OF  
ELECTRIC AGGREGATION  
PALMER ENERGY**

[9:40:44 AM](#)

Commissioner Wirkner asked Lynn Fairclough, Auditor, to appear before the Board to thank her and her staff for their assistance in putting together the information necessary for the electric aggregation project. The total savings to the County will be about \$1,392.00 per month. Commissioner Wirkner advised the County has 42 electric meters which totaled 2.9 million kilowatt hours annually. The goal was to bring all these meters together. Commissioner Wirkner explained a request for proposals (RFP) was put out and three companies responded. Two companies were close in rates and one was not. Commissioner Wirkner will refer to the two contracts as Respondent A and Respondent B. Palmer Energy will do a refresh once the contracts are approved by the Prosecutor.

**IN THE MATTER OF  
PROSECUTOR OPINION  
ELECTRIC AGGREGATION**

A motion was made by Vice President Robert E Wirkner, seconded by President Jeffrey L Ohler, to send the contracts for electric aggregation for Respondents A and B to the Prosecutor for his review for form and function.

[9:44:41 AM](#)

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

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A motion was made by Vice President Robert E Wirkner, seconded by President Jeffrey L Ohler, to do two contract extensions with AEP to pull everything together and get all meters on the same cycle.

[9:45:45 AM](#)

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

**IN THE MATTER OF  
NEWS MEDIA**

[9:48:13 AM](#)

Sara Kline, Mr. Thrifty/Minerva News Leader, asked what is meant by a PER as referred to during last week's meeting. Commissioner Ohler advised Preliminary Engineering Report and two reports were necessary because there are two different funding sources, EDA and Rural Development. The EDA is driven by commercial activity and Rural Development is driven more by residential activity, so they are looking for different things.

A motion was made by Vice President Robert E Wirkner, seconded by President Jeffrey L Ohler, to adjourn at [9:50:03 AM](#)

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

Carroll County Commissioners

/s/ Janice E. Leggett  
Janice E. Leggett, Clerk Supervisor  
(PREPARED BY)

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

We hereby certify the foregoing to be true and correct.

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