



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

**IN THE MATTER OF
PLEDGE OF ALLEGIANCE**

 9:05 AM

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


**IN THE MATTER OF
RECORDINGS OF PROCEEDINGS**

 9:05 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, July 18, 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.

 9:06 AM

**IN THE MATTER OF
BOARD MEETING ATTENDANCE**


 9:06 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)
Tom Konst, W&M Inspector	Auditor	Regional W&M Training	New Philadelphia, OH	07/26/16	\$0.00
Tom Konst, W&M Inspector	Auditor	National Conference Weights & Measures Conference	N/A	N/A	\$75.00
Thomas R White, Commissioner	Commissioners	HARCATUS Meeting	Dennison, OH	Retroactive to 07/20/16	\$35.00

 9:06 AM

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

Motion: to approve the following appropriation(s), **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.


FUND	NAME	CODE	AMOUNT
General Permanent Improvement	Capital Projects	0015-N020-N01.000	\$2,000.00

 9:06 AM


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

Motion: to approve the following appropriation amendment(s), **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.

FUND	NAME	CODE	FROM	TO	AMOUNT	
Atwood	Contracts/Repairs	0020-P020-P10.000		Supplies	0020-P020-P08.030	\$10,000.00
Public Assistance	Allocation Adjust	0320-H000-H37.000		Travel & Exp.	0320-H000-H30.050	\$600.00
County General	Liability Insurance	0260-A014-A08.000		Transfer Out	0280-A015-A16.200	\$2,000.00

 9:07 AM


**IN THE MATTER OF
ATWOOD LAKE RESORT AND GOLF CLUB
LIMITED WARRANTY DEED**

 9:10 AM


Commissioner Wirkner advised the Board received from Attorney Sean Smith the Limited Warranty Deed for the Atwood Lake Resort and Golf Club in regard to the mineral rights. Commissioner Wirkner advised the deed needs to be signed by the Board but no formal action is required today because the action was approved at the June 20, 2016 meeting.

**IN THE MATTER OF
TRANSFER OF FUNDS**

Motion: to transfer \$2,000.00 from County General Transfer Out (A015-A16.200) to Transfer In (0015-N020.800) to cover 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** Vice President Thomas R White, **Seconded by** Commissioner Jeffrey L Ohler. Motion carried on unanimous vote.

 9:13 AM

**IN THE MATTER OF
ROSEBUD MINING COMPANY
REQUEST FOR BOND RELEASES**


 9:14 AM

Commissioner Wirkner advised Rosebud Mining Company is requesting bond releases for property located in Section 22, Rose Township. A complete copy of the Legal Notice is on file in the Commissioners' office.

**IN THE MATTER OF
CONTRACT
PETROLEUM DIESEL FUEL – AGLAND COOP**

Motion: to approve a contract with Agland Co-op, Inc. for furnishing of premium grade diesel fuel to be pumped into a county vehicle at the supplier's facility. This is for the period effective August 1, 2016 through July 31, 2017 as recommended by Brian J. Wise, County Engineer, **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.

 9:15 AM

**IN THE MATTER OF
PROSECUTOR OPINION – T-N-T TABLER CONTRACT**

Motion: to send the DJFS Walkway & Handrail Replacement Project contract with T-N-T Tabler Construction Corporation to the Prosecutor for his review for form and function, **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.

 9:18 AM

**IN THE MATTER OF
PROSECUTOR OPINION – BIS DIGITAL CONTRACT**

Motion: to send the Recording System Support Agreement with BIS Digital, Inc. to the Prosecutor for his review for form and function, **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
PROSECUTOR OPINION - CHIP**

Motion: to send the CHIP Private Owner Housing Rehabilitation Project to the Prosecutor for his opinion, **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.

 9:19 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.

 9:20 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** Commissioner Jeffrey L Ohler, **Seconded by** Vice President Thomas R White.


Motion carried on unanimous vote.

COUNTY: Staples, \$587.80; Avalon Food Service, \$973.74; Henry Heating, \$143.38; Noah Jenrett, \$324.00; Bryan Sterling, \$324.00; Jarod Becknell, \$324.00; & Oscar Cazares, \$324.00.

DJFS: Callos Resources, \$21,229.79; Hilltop Learning Center, \$137.50; & Ohio Guide Stone, \$244.40.

 9:20 AM

**IN THE MATTER OF
LOCAL GOVERNMENT FUND**


 9:21 AM

Calvin Mangun, Augusta Township Trustee, appeared before the Board to present resolutions passed by 11 of the 14 townships that comprise Carroll County. Those townships submitting resolutions are: Augusta, Brown, Center, East, Harrison, Lee, Loudon, Monroe, Orange, Rose and Washington.

**IN THE MATTER OF
RESOLUTION #2016-31
LOCAL GOVERNMENT FUND**

Motion: to authorize the adoption of an alternative method of apportionment of the undivided Local Government Fund, **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** Commissioner Jeffrey L Ohler, **Seconded by** Vice President Thomas R White.

Motion carried on unanimous vote.

 9:30 AM

**RESOLUTION #2016-31
RESOLUTION AUTHORIZING ADOPTION OF AN ALTERNATIVE METHOD OF APPORTIONMENT OF THE
UNDIVIDED LOCAL GOVERNMENT FUND**

WHEREAS, Ohio Revised Code Section 5747.53(B) authorizes adoption of an alternative method for determining the amount to be apportioned from the undivided Local Government Fund among the various political subdivisions within a county; and

WHEREAS, adoption of an alternative method of apportionment for the undivided Local Government Fund requires the approval of the Board of County Commissioners; the legislative authority of the city, located wholly or partially in the county, with the greatest population; and a majority of the boards of township trustees and legislative authorities of municipal corporations, located wholly or partially in the county; and

WHEREAS, the Board of Commissioners of Carroll County, Ohio desires to approve the alternative method for allocation of the undivided Local Government Funds as proposed.

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of Carroll County, Ohio with at least two-thirds of its members thereto concurring as follows:

Section 1: The following alternative method of apportionment of the undivided Local Government Funds was approved previously in 1989 and has been in effect since that time:

- a. The fourteen (14) townships, combined, shall receive not less than ten (10) percent nor more than fifteen (15) percent of the total Local Government Fund allocation.
- b. The seven (7) villages, combined, shall receive not less than twenty-five (25) percent nor more than thirty (30) percent of the total Local Government Fund allocation.
- c. The County of Carroll shall receive not more than sixty (60) percent of the total Local Government Fund allocation.

Section 2: That the distribution of the undivided Local Government Funds be distributed for 2017 on the following basis:

- a. The fourteen (14) townships, combined, shall receive not less than twenty-five (25) percent of the total Local Government Fund allocation.
- b. The seven (7) villages, combined, shall receive not less than twenty-five (25) percent of the total Local Government Fund allocation.
- c. The County of Carroll shall receive not less than fifty (50) percent of the total Local Government Fund allocation.

Section 3: That a certified copy of this Resolution shall be sent to the Carroll County Budget Commission.

Section 4: That this Resolution shall take effect at the earliest period allowed by law.

Section 5: That the Board of Commissioners of Carroll County, Ohio hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and its Committees, if any, which resulted in formal action were taken in meetings open to the public, in full compliance with all applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

Mr. Ohler moved for the adoption of the preceding Resolution.

Mr. White seconded the motion.

Upon call of the roll the vote was recorded as follows: Mr. Ohler, Yes; Mr. White, Yes; Mr. Wirkner, Yes.

Motion carried. Resolution adopted this 14 day of July, 2016.

BOARD OF COMMISSIONERS
OF CARROLL COUNTY

/s/: Robert E Wirkner

Robert E. Wirkner, President

/s/: Thomas R White

Thomas R. White, Vice President

/s/: Jeffrey L Ohler

Jeffrey L. Ohler, Commissioner

ATTEST:

/s/: Christopher R Modranski


[X] Christopher R. Modranski, Assistant Clerk I

[] Valerie S. Mossor, Assistant Clerk II

[] Janice E. Leggett, Clerk Supervisor

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**IN THE MATTER OF
ATWOOD LAKE RESORT & GOLF CLUB**

 9:36 AM


Commissioner Wirkner advised he gave each Commissioner and members of the media an article dated August 18, 2011 in which the Muskingum Watershed Conservancy District (MWCD) replied to the members of the Ohio General Assembly. Commissioner Wirkner advised this reply was in reference to a request that was made in July 2011. Commissioner Wirkner advised there has been a recent article published in the Free Press Standard stating that this request was never fulfilled; however, this document does show that the request was fulfilled. Commissioner Wirkner advised there is currently an injunction in the works and a petition to attempt to block the amended donation agreement and sale of the Atwood property. Commissioner Wirkner advised the article in the newspaper are the beliefs of Mr. Alan Kemerer. Commissioner Wirkner also stated it is Mr. Kemerer's belief that the County is going to have an undue burden to pay back grant funds associated with the Atwood property. Commissioner Ohler explained that the County had two grants. The first, from the United States Department of Agriculture (USDA) in the amount of \$200,000, has already been satisfied and we have the satisfaction letter from the director of the USDA. Commissioner Ohler advised the other grant is through the State of

Ohio and was for \$33,000. Commissioner Ohler advised the Board has already allocated the money to cover the grant; however the State is to determine how much of the \$33,000 the County will need to pay. Commissioner Wirkner advised the County participates in a normal audit process every year and the Atwood accounts are part of it. Commissioner Wirkner continued stating that the various grants are also subject to the auditing process as well and at no time has there been any discrepancies found as a result of the audits. Commissioner Wirkner advised that as a part of the donation agreement MWCD would hire an outside, third party company to perform an audit. Commissioner Wirkner advised he has said from very early on that the Board welcomes this process and the public should demand and expect such an audit.

**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.

 9:51 AM

Carroll County Commissioners

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

/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

We hereby certify the foregoing to be true and correct.

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