

# October 8, 2015

## Agenda

### *Pledge of Allegiance*

9:10	David Haverfield-JFS	Replacement Hire
9:15	Kimberly Rykse-PFCS	Red Ribbon Campaign

### Approve Minutes

Floodplain Permit-Rover Pipeline LLC

Transfer of Funds (3)

Supplemental Appropriation (2)

Before/after Expenditures

HVAC Maintenance Agreement-Gardiner

Pay Bills

### *Other Business*

Adjourn

THE BOARD OF COMMISSIONERS OF TUSCARAWAS COUNTY MET IN REGULAR SESSION, THURSDAY THE 8<sup>TH</sup> DAY OF OCTOBER, 2015, WITH THE FOLLOWING MEMBERS PRESENT:

Belle Everett  
 Kerry Metzger  
 Chris Abbuhl

Commissioner Everett presiding.

*The Lord's Prayer was said.*  
*The Pledge of Allegiance was said.*

### **RESOLUTION (907-2015) APPROVE MINUTES**

It was moved by Commissioner Abbuhl, seconded by Commissioner Metzger, to approve the minutes of the previous meeting as written.

VOTE: Belle Everett, yes;  
 Kerry Metzger, yes;  
 Chris Abbuhl, yes;

DISCUSSION: Jill Lengler, Floodplain Coordinator, explained the Floodplain Development Permit application submitted by Rover Pipeline LLC. There will be 29.09 miles of a natural gas transmission line going through the north east portion of Tuscarawas County including Sandy, Fairfield, and Warren Townships. The pipeline will be in the floodplain near Atwood Lake. Rover Pipeline LLC has met all floodplain regulations and is expected to begin this project in January 2016. Commissioner Abbuhl asked if there has been discussion with Township Trustees. Commissioner Everett said there have been several discussions including Rover Pipeline representatives speaking at the 2014 Fall Township Banquet.

**RESOLUTION (908-2015) FLOODPLAIN PERMIT-ROVER PIPELINE LLC**

It was moved by Commissioner Abbuhl, seconded by Commissioner Metzger, to approve the following floodplain permit, as recommended by Jill Lengler, Floodplain Coordinator.

**NFIP  
FLOODPLAIN DEVELOPMENT PERMIT  
Tuscarawas County, Ohio**

Date: October 7, 2015

# 10-1-2015

\$25 FEE per RESOLUTION #172-87 In addition, administrative fees of twenty-five dollars (\$25) per. hour shall accrue for each hour accumulated toward the issuance of an NFIP Development Permit. *Payable to Tuscarawas County Floodplain Office.*

Permission is hereby granted to Rover Pipeline LLC  
for Interstate installation of 29.09 miles of 42" natural gas transmission line in Sandy (13.89 m.), Fairfield (1.29 Twp. m.), and Warren (13.91 m.)  
located at See map Purpose (Mailing Address)

The Development Permit application submitted by Rover Pipeline LLC is in accordance with the NATIONAL FLOOD INSURANCE PROGRAM REGULATIONS adopted by the Tuscarawas County Commissioners, Resolution #502-2010.

Estimated Cost \$ 4.2 Billion (entire project) Elevation of Property Varies Ft. (msl)

This information contained in Permit Application Number 10-1-2015, as well as on the drawings and Plans for development, are hereby also embodied as part of this permit.

Said work is to be constructed in compliance with the provisions of the National Flood Insurance program and the Tuscarawas County Flood Damage Prevention Regulations per Resolution #736-2007.

This permit void if the development activity has not begun within 180 days of the issuance date. This permit will remain valid for one (1) year from date of issuance.

Reviewed by:	<u>Jill P. Lengler</u> Floodplain Coordinator	<u>10-6-15</u> Date
Approved by:	<u>Chris Abbuhl</u> Commissioner	<u>10/8/2015</u> Date
	<u>Kerry Metzger</u> Commissioner	<u>10/8/2015</u> Date
	<u>Belle Everett</u> Commissioner	<u>10/8/15</u> Date

NOTICE: Tuscarawas County is not responsible for any flood damages, within or outside the designated Floodplain Hazard Areas, that result from reliance on the Flood Damage Prevention Resolution ##502-2010 or any administrative decisions lawfully made thereunder.

The property Owner/Developer is required to procure, and make available to the public, an inspection document that certifies the Floodplain development project mentioned above is installed according to the approved development plan.

VOTE: Belle Everett, yes;  
Kerry Metzger, yes;  
Chris Abbuhl, yes;

**RESOLUTION (909-2015) TRANSFER OF FUNDS**

It was moved by Commissioner Metzger, seconded by Commissioner Abbuhl, to approve the following transfer of funds:

DEPARTMENT	FROM	TO	AMOUNT	REASON
Common Pleas	S55-S02	S55-S01	\$2767.07	Contract/Services
Prosecutor	T29-T13	T29-T14	\$1659.79	State Deobligation
Water & Sewer	P00-P37	P00-P21	\$3000.00	Materials

VOTE: Belle Everett, yes;  
Kerry Metzger, yes;  
Chris Abbuhl, yes;

**RESOLUTION (910-2015) SUPPLEMENTAL APPROPRIATIONS**

It was moved by Commissioner Abbuhl, seconded by Commissioner Metzger, to approve the following supplemental appropriations:

DEPARTMENT	FROM	TO	AMOUNT	REASON
Prosecutor	U45-U15	U45-U12	\$393.56	Insurance
Juvenile Court	S68-S50	S68-S06	\$2500.00	Equipment

VOTE: Belle Everett, yes;  
Kerry Metzger, yes;  
Chris Abbuhl, yes;

**RESOLUTION (911-2015) BEFORE & AFTER EXPENDITURES**

It was moved by Commissioner Metzger, seconded by Commissioner Abbuhl, to approve the following before/after expenditures:

Staley Technologies (Commissioners)	43.40
Union Hospital (Commissioners)	310.84
Union Hospital (Commissioners)	620.84
Hajoca Corp (Commissioners)	255.64
Jodi Foutz (Clerk of Courts)	114.08
WE Quicksall & Assoc	38810.48
Premier Biotech	463.09

VOTE: Belle Everett, yes;  
Kerry Metzger, yes;  
Chris Abbuhl, yes;

**RESOLUTION (912-2015) HVAC MAINTENANCE AGREEMENT-GARDINER**

It was moved by Commissioner Metzger, seconded by Commissioner Abbuhl, to approve the following and authorize the president of the Board of Commissioners to sign.



AGREEMENT NUMBER: C004521 Revised Renewal | August 1, 2015

**SERVICE AGREEMENT PRICING AND ACCEPTANCE**

**Ohio State Term Schedule MMA PROPOSAL**  
**INDEX NO: MMA632 | SCHEDULE NO: MMA7461**

**PROJECT & LOCATION:** Tuscarawas Commissioners Office  
Annex Building (Administrative Offices)  
125 East High Street  
New Philadelphia, Ohio 44663

**GARDINER COMPANY**, herein referred to as the Service Company, agrees to furnish services in accordance with the "General Terms and Conditions" and attached "Schedules". This AGREEMENT shall become valid only upon acceptance by **CUSTOMER** and approved by the Service Company.

**EQUIPMENT TO BE SERVICED –**

**PLEASE SEE ATTACHMENT "A"**

This agreement price is **\$14,220.00** per year, payable in **quarterly amounts of \$3,555.00**. Any repairs provided outside the scope of the agreement will include a \$45.00 daily truck charge. This pricing does not include applicable taxes, if any. If you are tax exempt, please include your tax exemption certificate. **This price is to firm for three years.**

This agreement is effective from **September 1, 2015, through August 31, 2018**, and shall remain in effect from year to year unless terminated by either party at the end of the anniversary date by giving at least thirty (30) days written notice.

Note: This price includes provisions for safety under standard industry & Gardiner safety guidelines. Any special additional safety training, equipment, or processes required by your organization could affect the project scope and/or hours and may result in a price adjustment. If you have any specific safety practices or requirements, please alert your sales representative immediately so we ensure that our proposal fully meets your requirements.

SUBMITTED BY: Richard Speck Date: June 12, 2015  
Account Manager Revised Date: August 5, 2015

**CUSTOMER ACCEPTANCE:**

Signature: Belle Everett  
Title: Pres. Tusc. Board of Commissioners

Acceptance Date: Oct 8, 2015

Purchase Order No: \_\_\_\_\_

**SERVICE COMPANY APPROVAL:**

Signature: Richard Speck  
Account Manager

Approval Date: \_\_\_\_\_

**GARDINER COPY**

VOTE: Belle Everett, yes;  
Kerry Metzger, yes;  
Chris Abbuhl, yes;

**RESOLUTION (913-2015) PAYMENT OF BILLS**

It was moved by Commissioner Abbuhl, seconded by Commissioner Metzger, to approve for payment the following bills.

**911**

American Electric Power	Tower Electric	228.09
Staley Technologies	Maintenance Contract	693.00
VPI	Maintenance Contract	6,812.00
APCO International	Re-Certification	90.00

**Auditor**

Treasurer Tusc Co	Fuel/Engineer	12.28
Treasurer Tusc Co	Fuel/Engineer	41.78
Middaugh Printers	Vouchers	27.00
Middaugh Printers	Vouchers	178.00
Harris Computer Systems	Payroll Support	1,699.30

**Clerk of Courts**

Xerox	Service	102.78
Independence Business Supply	Supplies	331.60

**Commissioners**

Thyssen Krupp Elevator	Service	1,120.24
Frontier	Service/216.010.9884.031475.5	69.70
Medicine Shoppe	TB Meds	35.43
Gardiner	Repairs	928.60
Terminix	Annual Pest Control	616.92
Iron Mountain	Storage Fees	5,356.86
Iron Mountain	Storage Fees	396.73
Fenton Brothers	Supplies	191.49
Multi County Juvenile Attention System	Fourth Quarter 2015	257,152.36
ACY Communications	Cabling for HVAC Connection	550.00
NP Water Dept	Water/125 EH	268.97
NP Water Dept	Water/JFS	230.24
NP Water Dept	Water/101 EH	164.36
Millers Clothing	Uniforms	99.88

**Community & Economic Development**

WE Quicksall & Associates	Engineering Services	784.00
Kimberly Beans	Travel	100.00
Tuscarawas County OCED	Fair Housing Admin	2,703.94
Tusc Co OCED	General Admin/CHIP PY 2014	4,155.05
Tusc Co OCED	General Admin/CDBG PY 2014	10,122.37

**Community Corrections**

Tusc Co Sheriff's Office	Security	457.50
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**Dog Pound**

Fairfield Computer Service	Monthly Licensing Support	100.00
Fairfield Computer Service	Monthly Licensing Support	100.00
NP Water Dept	Water	103.83

**Engineer**

United Sales	Parts	13.40
Independent Ag Equipment	Parts	767.92
Owens Implement	Repairs/Parts	114.70
Truck Sales & Service	Repairs/Parts	194.00
Centre Supply	Repairs/Parts	342.68
Clum Tire	Repairs/Parts	42.00
Superior Paving	Paving Project #3-2015	57,074.23
Ace Truck Equipment	Brine Tanks	6234.00
Tusc Construction Supply	Bridge & Culvert Supplies	710.00
Rex Pipe	Parts	4.25
Ferris Chevrolet	Repairs/Parts	287.33

Compas Minerals	Salt per bid	107,532.45
American Electric Power	Electric	2,369.00
Frontier Communications	Phone Service	152.04
Joe Bachman	Travel & Misc Expenses	553.84
Kuester Implement	Repairs/Parts	158.94
Cross Truck Equipment	Repairs/Parts	111.05
Sidwell Materials	Materials per bid	2,895.27
Kimble Recycling	Trash Dumpster/Port & NP	56.05
American Electric Power	Ashes	398.84
Stocker Concrete	Concrete per bid	8,003.00
RJ Wright & Sons	Oils & Greases	59.00
Lowe's Business Account	Bridge & Culvert Supplies	503.55
Dominion East Ohio Gas	Gas Service	65.22
Dover Brake	Repairs/Parts	319.50
Peterman Plumbing	Repairs/Contract Services	75.00
RJ Wright & Sons	Fuel Oil & Gas per bid	8,002.07
Ohio Machinery	Repairs/Parts	811.54
Asphalt Materials	Material per bid	40,659.64
Stony Point Supply	Bridge & Culvert Supplies	116.63
Liniform	Uniform Rental	151.55
Ziegler Bolt & Nut House	Bridge & Culvert Supplies	106.50
Yoder Small Engines	Repairs/Parts	25.70
Martin Quarry	Mat'l per bid	47.40
Twin City Automotive	Repairs/Parts	369.63
Fastenal	Bridge & Culvert Supplies	224.31
Snyder Brothers Sales & Service	Repairs/Parts	531.27
Airgas USA	Bridge & Culvert Supplies	366.24
Holmes Wayne Electric Coop	Electric/Dundee	55.07
Allstate Sales of Eastern OH	Repairs/Parts	369.98
Staley Technologies	Repairs/Parts	47.50

**Human Resources**

CompManagement Inc	Registration	25.00
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**Job & Family Services**

Mark & Raynah Abbuhl et al	AA & SAMS	27,430.32
Treasurer State of OH	Fingerprints	266.00
Through the Years Child Center	Prevention Fund/Daycare	148.00
Dr Nicholas Varrati MD	Drug Screens	60.00
Kyler Pringle Lundholm Durman	Non Recurring Adoption Expenses	693.00
Santana Hanshaw	KPIP	600.00
Goodwill Industries of Greater CLE	FACES/Parent Mentoring	482.30
Chrysalis Counseling Center	FACES/Assessment	875.00
American Electric Power	Kinship Grant/Electric	1,400.32
John Reed	Kinship Grant/Mattress	649.98
Reuben & Amber Miller	FP Training Stipend	60.00
Randy & Luella Miller	FP Training Stipend	60.00
Charles & Karla Neal	FP Training Stipend	120.00
Andrew & Kelli Miller	Transportation	97.52
Office Max	Batteries	11.22
Graphic Enterprises	Contract Services	59.90
Triad Roofing & Services	Roof Leak Repair	245.69
Zashin & Rich	Professional Services	5,897.90
Elizabeth Renner	Travel & Training	374.48
Beverly Gerber	Travel & Training	576.40
Shannon Weekley	Travel & Training	110.08
Geoffrey Geers	Travel & Training	244.76
Rachel Cathey	Travel	91.19
Jaime Grunder	Travel	228.02
Cynthia McGuire	Travel	372.87
Heather Miller	Travel & Training	375.99
Laura Burton	Travel	327.98
Natalie Larkin	Travel	198.40
Kathy Fisher	Travel & Training	500.63
Andrew & Kelli Miller	Transportation	21.16

Seth & Kathy Morrison	Transportation	138.46
Mervin & Sarah Shetler	Transportation	59.80
Aaron & Chevelle Barger	Transportation	10.12
Treasurer State of OH	Fingerprints	570.00
Lisa Lippencott	Meals/Share A Christmas Meeting	16.00
Trudy Lewis	Travel	105.80
Michael Johnson	Travel & Training	60.72
<b>Juvenile/Probate</b>		
Independence Business Supply	Supplies	70.22
Independence Business Supply	Supplies	5.99
Independence Business Supply	Supplies	34.54
Xerox	Leased Copier	299.86
Victim Assistance of Summit County	Registration	60.00
Xerox	Leased Copier	113.42
Xerox	Leased Copier	311.74
<b>Prosecutor</b>		
Bloom's Printing	Envelopes & Business Cards	485.50
<b>Public Defender</b>		
Your DUI Pro	Registration	618.00
<b>Recorder</b>		
Xerox	Base & Copy Charge	178.54
<b>Sheriff</b>		
Ohio Peace Officer Training Academy	Training	225.00
Dutch Creek Foods	Inmate Food	2,718.75
Alfred Nichols Bakery	Bread	826.16
SSECO Solutions	Repairs	825.95
Wood Electric	Repairs	475.00
Johnsons Printing	Supplies	148.25
MNJ Technologies	Supplies	125.00
Staley Technologies	Repairs	1,034.70
Staley Technologies	Service Contract	342.30
Zashin & Rich	Legal Counsel	1,258.00
G & L Supply	Supplies	786.31
Lowe's	Supplies	231.10
First National Bank of Dennison	Travel/Training	362.95
Ed Luthy	Reimb Fuel	15.00
Ohio BCI & I	CCW Background Checks	2,536.00
Seana Todd Fortune	Mileage Reimb	207.00
Lowe's	Tool Box for Truck	174.78
Miceli Glass	Repairs	1,065.00
<b>Southern Court</b>		
Dominion East Ohio Gas	Service	87.00
<b>Treasurer</b>		
Harris Computer Systems	Software Support	391.44
<b>Water &amp; Sewer</b>		
Environmental Management	Equipment	443.81
Lowe's	Materials	246.31
Rex Hajoca	Materials	3.08
Stony Point	Materials	62.06
Stony Point	Materials	260.00
Frontier	Service	51.82
OH Rural Water Association	Membership	395.43
Fitzpatrick Zimmerman & Rose	Legal Fees	30.00
Crossroads Hardware	Materials	4.29
Lowe's	Materials	40.56
Rex Hajoca	Materials	57.61
Reidl's	Vehicle Repairs	216.41
Coshocton Environmental Testing	Contract Services	70.00
Coshocton Environmental Testing	Lab Services	170.00

Newcomerstown Water	OM & R Sewer	3,765.04
Frontier	Service	43.95
Frontier	Service	48.34
OH Rural Water Association	Membership	529.57
Tusc Co Commissioners	Building Payment	3,076.25
Lowe's	Equipment	75.98
Albers & Albers	Legal Services	680.00
Charles Rewinding	Contract Repairs	203.65
Enger Auto	Supplies	26.62
Northern Safety & Industrial	Materials	209.88
Enger Auto	Materials	243.69
Enger Auto	Materials	237.92
Frontier	Service	53.58
City of Dover	County Share of OM & R	8,824.29
American Message Center	Answering Service	360.00
American Electric Power	Electric	384.72
Ohio Pump	Repairs	1,646.00
Tusc Co Commissioners	Postage Reimb	78.29
Enger Auto	Materials	21.87
HD Supply	Materials	3,609.97
Reidl's	Repairs	102.42
USA Bluebook	WWTP Supplies	129.64
Centre Supply	Materials	53.57
New Philadelphia Ace Hardware	Equipment	352.81
Tusc Co Commissioners	Postage Reimb	277.10
Bridges Excavating	Contract Repairs	1,085.00
American Message Center	Answering Service	360.00
Cintas	Uniform Rental	376.68
American Electric Power	Electric Service	30.53
Holmes Wayne Electric	Electric Service	171.00
Holmes Wayne Electric	Electric Service	877.00
Frontier	Service	191.60
Bridges Excavating	Payment Repair	590.00
Reidl's	Vehicle Repairs	99.67

VOTE: Belle Everett, yes;  
Kerry Metzger, yes;  
Chris Abbuhl, yes;

DISCUSSION: David Haverfield, Director Job & Family Services was present to request a replacement hire of a vacancy in the Children Services Protective Unit.

**RESOLUTION (914-2015) PERSONNEL ACTION- JFS HIRE REPLACEMENT**

It was moved by Commissioner Abbuhl, seconded by Commissioner Metzger, to approve the replacement hiring of Nichole John as recommended by David Haverfield, Director.

Nichole John

Social Service Worker 3

Nichole would replace Angela Barlock as a Social Service Worker 3 in the Children Services Protective Unit. Angela resigned her position effective 9/22/2015. David Haverfield conducted an independent assessment to determine that these applicants met the minimum qualifications for the position.

VOTE: Belle Everett, yes;  
Kerry Metzger, yes;  
Chris Abbuhl, yes;

DISCUSSION: Kimberly Rykse, Personal & Family Counseling Services Prevention Services Facilitator, Jodi Salvo, Anti-Drug Coalition Coordinator, and Brennon Kelley, a sophomore at New Philadelphia High School, were present to discuss the National Red Ribbon Campaign which is an effort to have citizens demonstrate their support and commitment of a drug-free lifestyle. Ms. Rhyse explained the week of October 23-31, 2015 will be Red Ribbon Week in Tuscarawas County. It is a way to proclaim youth prevention. They will be promoting red ribbons in schools and the entire county as well. Commissioner Metzger asked what schools would be involved. Currently Claymont, Dover, New Philadelphia and Tusky Valley are involved in the Red Ribbon Project. Ms. Rhyse said students are engaged and enthusiastic about spreading the drug-free message. Ms. Salvo spoke about the Youth Led Prevention Program that offer high school youth the chance to take an active role in school prevention initiatives.

Red Ribbon Week is the same as Dover-Phila week and events will be taking place to get students and the community involved. Brennon explained some of the events and promotions that are planned between the rivalry schools to promote a drug-free commitment. Commissioner Abbuhl and Commissioner Everett both commended Brennon for standing up for what he believes is right. Commissioner Metzger asked for one of the rivalry promotional items so he can show support and participate as well.

**RESOLUTION (915-2015) PROCLAIMING THE WEEK OF OCTOBER 23-31, 2015 AS RED RIBBON WEEK IN TUSCARAWAS COUNTY**

# PROCLAMATION

Whereas, Alcohol and other drug abuse in this nation has reached epidemic stages; and

Whereas, It is imperative that visible, unified prevention education efforts by community members be launched to eliminate the demand for alcohol and other drugs; and

Whereas, The National Family Partnership is sponsoring the National Red Ribbon Campaign offering citizens the opportunity to demonstrate their commitment to drug-free lifestyles (no use of illegal drugs, and no illegal use of legal drugs); and

Whereas, Business, government, parents, law enforcement, media, medical, religious institutions, schools, senior citizens, service organizations and youth will demonstrate their commitment to healthy, drug-free lifestyles by wearing and displaying Red Ribbons during this week long campaign; and

Whereas, Tuscarawas County Board of Commissioners commits its support to ensure the success of the Red Ribbon Campaign;

Now, Therefore, be it Resolved, that the Tuscarawas County Board of Commissioners, does hereby proclaim the week of October 23-31, 2015, as RED RIBBON WEEK and encourages Tuscarawas County citizens to support and participate in drug prevention education activities, making a visible statement that we are strongly committed to a drug-free state.

TUSCARAWAS COUNTY COMMISSIONERS



*Belle Everett*  
Commissioner Belle Everett

*Kerry Metzger*  
Commissioner Kerry Metzger

*Chris Abbuhl*  
Commissioner Chris Abbuhl

It was moved by Commissioner Metzger, seconded by Commissioner Abbuhl, to proclaim the week of October 23-31, 2015 as Red Ribbon Week in Tuscarawas County.

VOTE: Belle Everett, yes;  
Kerry Metzger, yes;  
Chris Abbuhl, yes;

**OTHER BUSINESS:**

**RESOLUTION (916-2015) RESCIND RESOLUTION (785-2015) ADOPTION OF BYLAWS OF THE TUSCARAWAS COUNTY HEALTHCARE CONSORTIUM**

It was moved by Commissioner Abbuhl, seconded by Commissioner Metzger, to rescind RESOLUTION (785-2015) ADOPTION OF BYLAWS OF THE TUSCARAWAS COUNTY HEALTHCARE CONSORTIUM.

Note: The reason for this resolution is articles and pertinent language was omitted in the bylaws previously approved and changes needed to be made.

VOTE: Belle Everett, yes;  
Kerry Metzger, yes;  
Chris Abbuhl, yes;

**RESOLUTION (917-2015) ADOPT BYLAWS OF THE TUSCARAWAS COUNTY HEALTHCARE CONSORTIUM**

It was moved by Commissioner Metzger, seconded by Commissioner Abbuhl, to adopt the following bylaws of The Tuscarawas County Healthcare Consortium (TCHC)

ROLL CALL: Belle Everett, yes;  
Kerry Metzger, yes;  
Chris Abbuhl, yes;

**BYLAWS OF THE TUSCARAWAS COUNTY HEALTHCARE CONSORTIUM**

**WHEREAS**, certain political subdivisions located within Tuscarawas County (the “Members”) have determined to form the Tuscarawas County HealthCare Consortium (the “TCHC”) and enter into an Agreement Regarding Health Care Benefits Program (the “Agreement”) pursuant to Ohio Revised Code Chapter 167, for the purposes of addressing problems of mutual concern; and

**WHEREAS**, Ohio law requires a regional council of governments to adopt bylaws determining the officers of the Council and method for selection thereof, creating a governing board to act on behalf of the Council, appointing a fiscal officer, and providing for the conduct of the Council’s business;

**WHEREAS**, the governing body of each Member has, by duly adopted resolution, approved the Agreement and these bylaws, in accordance with and pursuant to Ohio Revised Code Section 167.04;

**NOW THEREFORE**, the following provisions shall constitute the Bylaws of TCHC:

**ARTICLE I  
NAME**

The name of this Regional Council of Governments shall be the Tuscarawas County Healthcare Consortium, hereinafter referred to as the “TCHC”.

**ARTICLE II  
PURPOSE**

The purpose of the TCHC is to obtain medical and hospitalization benefits for the employees of the Members in the TCHC.

**ARTICLE III  
FISCAL AGENT**

The Board of Directors shall appoint a Fiscal Agent who may hold other employment with the TCHC or hold employment with any Member of the TCHC. The Fiscal Agent shall receive, deposit, invest, and disburse funds of the TCHC in the manner authorized by action of the Board of Directors or the membership of the TCHC.

**ARTICLE IV  
BOARD OF DIRECTORS**

**Section 4.1 Establishment of the Board.** The TCHC shall have a Board of Directors which shall, among other duties, determine the general policy of TCHC. The Board of Directors shall consist of five (5) members. Four (4) members shall be appointed by the Tuscarawas

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County Commissioners and one (1) member shall be appointed by the remaining Members by majority vote. The Board of Directors shall include a Chairperson and Vice Chairperson. The election of the Chairperson and Vice Chairperson shall be made annually by the members of the Board of Directors at the first Directors' meeting of the new fiscal year.

**Section 4.2 Terms of Directorships.** The term of office shall be for two years beginning January 1 and ending December 31. A person appointed to serve as a Director on the Board shall remain in office until (1) the TCHC receives evidence of the appointment of a successor, or (2) the effective time of the withdrawal from or termination of the Member from the TCHC.

**Section 4.3 Duties of the Chairperson and Vice Chairperson.** The Chairperson shall preside at all TCHC meetings and perform other duties as determined by the Board of Directors. The duties of the Vice Chairperson are to preside over meetings in the absence of the Chairperson; succeed to the office of Chairperson, should it be vacated before the end of the term; and assist the Chairperson in the completion of his/her duties. No Director may serve more than three (3) consecutive terms as chairperson.

**Section 4.4 Meetings.**

(a) Regular meetings. Meetings of the Board shall be held no less frequently than semi-annually at such times as the Chairperson shall prescribe. The Chairperson shall give written notice to each Director of the time, date and place of each semi-annual meeting, at least seven (7) days prior to each meeting. This notice may, but is not required to, contain an agenda of items to be discussed. Any item of TCHC business may be considered at such semi-annual meetings, whether or not identified on an agenda that may have been contained in the notice for the meeting.

(b) Special Meetings. Special meetings of the Board may be called by the Chairperson or by a majority of the Directors. Only items listed for discussion in the notice of the special meeting may be considered at a special meeting. The Chairperson shall give written notice to each Director of the time, date, place and purposes of a special meeting at least three (3) days prior to each set special meeting.

**Section 4.5 Committees of the Board.** The Board may from time to time appoint ad hoc committees of no fewer than three (3) of the Directors. The Board may change membership of the ad hoc committees at any time.

**Section 4.6 Powers and Duties.** The Board is authorized and directed to carry out each and every act necessary, convenient or desirable to and for carrying out the purpose of the Agreement, including, but not limited to:

- (a) Facilitation of the contract with the Fiscal Agent to accomplish the administration of the Agreement for settling and paying, or causing the payment of, claims on behalf of the Members;

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- (b) Making and entering into contracts to conduct and operate the administration of the Agreement;
- (c) Employing any such persons or entities as are necessary to conduct the proper affairs of the administration of the TCHC and the Agreement;
- (d) Terminating the participation of Members;
- (e) Approving and amending the annual budget;
- (f) Resolving disputes over the Scope of Coverage provided by the Agreement;
- (g) Approving educational and other programs relating to risk reduction;
- (h) Approving reasonable and necessary loss reduction and prevention procedures to be followed by all Members;
- (i) Purchase stop-loss insurance coverage from an insurance company licensed to do business in the State of Ohio;
- (j) Selection of a third party administrator or other medical vendors for claims payment, prescription management, and network services.

**ARTICLE V  
MEMBERSHIP**

The Tuscarawas County HealthCare Consortium shall be open to the following political subdivisions:

- |  |   |
|--|---|
| Tuscarawas County                                    | Oxford Township                                   |
| Baltic Corporation                                   | Rush Township                                     |
| Bolivar Corporation                                  | Salem Township                                    |
| Clay Township  | Strasburg Corporation                             |
| Dover Township                                       | Sugarcreek Township                               |
| Tuscarawas Board of Elections                        | Tuscarawas County MHA                             |
| Gnadenhutten Corporation                             |   |
| Goshen Township                                      | Village of Tuscarawas                             |
| Lawrence Township                                    | Union Township                                    |
| Midvale Corporation                                  | Warren Township                                   |
| Mill Township  | Warwick Township                                  |
| Newcomerstown Corporation                            | Washington Township                               |
| Wayne Township                                       | Tuscarawas County Family & Children First Council |
| Tuscarawas County Regional Planning Comm.            |   |
| Tuscarawas County Soil & Water Conservation District |   |

October 8, 2015

Alcohol, Drug Addiction and Mental Health  
Services of Tuscarawas and Carroll  
Counties  
Economic Development & Finance Alliance  
Of Tuscarawas County

The Board shall set forth written requirements for the acceptance of additional members in its sole discretion.

#### **ARTICLE VI ADMENDMENT**

Amendments in these By-Laws may be made by providing a resolution for such amendment(s) in writing to the TCHC membership at least thirty (30) days prior to voting on adoption. Amendment shall be made by a two-thirds vote of all members present at a regular semiannual meeting.

#### **ARTICLE VII TERMINATION OF TCHC**

The TCHS shall be terminated upon majority vote of its Members. In the event of termination, all assets must be first used to pay all debts and legal obligations of the TCHC. All assets remaining after the satisfaction of all legal obligations shall be distributed to members on a pro-rata basis as determined by their membership dues. No Member of the TCHC shall be liable for any debt or obligation of the TCHC.

#### **ARTICLE VIII WITHDRAWAL FROM MEMBERSHIP**

A Member may withdraw from membership in the TCHC by formal action of its governing board and upon six (6) months written notice to TCHC after such action. The withdrawing Member shall become a non-voting Member of the TCHC and if serving as a Director shall be deemed to have resigned as a Director upon such notice.

#### **ARTICLE IX FISCAL YEAR**

The fiscal year of the TCHC shall be January 1 through December 31.

October 8, 2015

**NO FURTHER BUSINESS COMING BEFORE THE BOARD.**

**RESOLUTION (918-2015) ADJOURN**

It was moved by Commissioner Metzger, seconded by Commissioner Abbuhl, to adjourn at 9:25 a.m. to meet in Regular Session, Tuesday the 13<sup>th</sup> day of October, 2015.

VOTE: Belle Everett, yes;  
Kerry Metzger, yes;  
Chris Abbuhl, yes;

*We hereby certify the above and foregoing to be a true and correct account of the proceedings as had by and before us on the day and year first written above.*

Belle Everett

Kerry Metzger

Chris Abbuhl

Attest: Maria Lautenschlager  
Clerk of the Board

