

RESOLUTION (810-2016) SUPPLEMENTAL APPROPRIATIONS

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

DEPARTMENT	FROM	TO	AMOUNT	REASON
Auditor	Q99-Q20	Q99-Q03	\$30,714.21	Bridges
Auditor	Y18-Y05	Y18-000	\$16,500.00	Unclaimed Monies

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

RESOLUTION (811-2016) INTERFUND TRANSFER/ADVANCE

It was moved by Commissioner Abbuhl, seconded by Commissioner Everett, to approve the following interfund transfer/advance as per State Auditor's recommendation:

Treasurer, Tusc. Co. Co. General (A00) to Children's Services Fund (S00) \$237,567.34

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

RESOLUTION (812-2016) DOG & KENNEL MONTHLY REPORT AUGUST 2016

It was moved by Commissioner Everett, seconded by Commissioner Abbuhl, to approve the following Dog & Kennel report for August 2016.

DOG & KENNEL MONTHLY REPORT

RECEIVED
SEP 01 2016
Tuscarawas County
Commissioners Office

AUG 2016 (THRU SUN 8-28-16)

DESCRIPTION:	AMOUNT:
Dogs picked up by Wardens:	33
a.) Owner requested pick up:	1
b.) Strays picked up by wardens:	32
c.) Strays brought in by public	8
Complaints handled:	67
Dogs brought to pound by owners:	36
Total Number Dogs Euthanized:	9
Owner requested euthanasias:	9
Dog Holdovers:	44
Citations Issued:	3
Animal claims:	0
Dogs Sold:	20
Dogs Redeemed:	21
License Sold:	36
License Sold on road by Wardens:	4
License Fees:	\$ 728. 00
Pound Fees:	\$ 726. 00
Pick up Fees:	\$ 420. 00
Euthanasia Fees:	\$ 126. 00
Mileage on trucks (1 & 2):	3022
Releases to Rescues:	31

Submitted by: Karen Alough - Tusc. Co. Dog Warden

Note: Commissioner Everett noted there were zero euthanized dogs at the pound, the only dogs euthanized were owner requested.

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

RESOLUTION (813-2016) BOND LEGAL COUNSEL - DINSMORE & SHOHL, LLP

It was moved by Commissioner Everett, seconded by Commissioner Abbuhl, to approve the engagement letter retaining Dinsmore & Shohl, LLP as bond counsel for County Buildings Bonds, series 2016 of the County of Tuscarawas.

August 31, 2016

County of Tuscarawas, Ohio
Tuscarawas County Courthouse Annex
125 East High Avenue
New Philadelphia, Ohio 44663

Attn: Board of County Commissioners

Re: Engagement as Bond Counsel for Not to Exceed \$2,000,000 County Buildings Bonds, Series 2016 of the County of Tuscarawas, Ohio

You have asked us to act as Bond Counsel with respect to the issuance of the above-captioned securities (the "Bonds") by the County of Tuscarawas, Ohio (the "Issuer") and to undertake this engagement pursuant to the terms of this letter. Proceeds of the Bonds are expected to be used to acquire land and buildings located on First Drive NE in New Philadelphia, Ohio, and making renovations and improvements thereto and related facilities, to house agencies, departments, boards, or commissions of the Issuer. We further understand that interest on the Bonds will be subject to federal income taxation to the same extent as other interest not specifically exempted, and that the Bonds will be purchased by the Issuer's County Treasurer (the "Purchaser") as an investment for one or more funds of the Issuer, at negotiated sale and not for resale to the public. This letter will describe our services, responsibilities and fees.

Scope of Engagement and Duties to Be Performed

As Bond Counsel, one of our chief functions is to render an objective legal opinion with respect to the authorization and issuance of the Bonds. Assuming that no legal impediments to the issuance of the Bonds become apparent, we would contemplate furnishing to the Purchaser our approving legal opinion ("Bond Opinion") as to the validity and binding effect of the Bonds, the source of payment and security for the Bonds and the exclusion of the interest on the Bonds from gross income for Ohio income tax purposes, which opinion will be executed and delivered by us in written form on the date the Bonds are delivered to the Purchaser (the "Closing"). Upon delivery of the opinion with respect to the original issuance of the Bonds, our responsibilities as Bond Counsel will be concluded with respect to the Bonds.

The Bond Opinion will be based on facts and law existing as of its date. In rendering our Bond Opinion, we will rely upon the certified proceedings and other certifications of public officials of the Issuer and other persons furnished to us without undertaking to verify the same by independent investigation, and we will assume continuing compliance by the Issuer with applicable laws relating to the Bonds. During the course of this engagement, we will rely on the Issuer to provide us with complete, accurate and timely information on all developments pertaining to any aspect of the Bonds, their security or the project to be financed thereby. We understand that we will have full and timely cooperation of members of the Issuer's administrative staff and officials, as well as other appropriate public officials and their employees in this regard. In rendering our Bond Opinion, we may also expressly rely upon counsel to other parties to the transaction as to certain matters where appropriate.

In addition to rendering our Bond Opinion upon the issuance of the Bonds, we expect to perform the following duties:

- (a) Provide advice as Bond Counsel throughout the entire process of identifying, developing and issuing the Bonds, including but not limited to providing legal analysis of various financing options.
- (b) Draft or review the basic legal documents required for authorization, securing, issuance and sale of the Bonds; these include the Bond legislation to be adopted by the board of county commissioners of the Issuer and all related Issuer proceedings and resolutions or ordinances which might be required.
- (c) Prepare or furnish the incidental closing papers (excepting those customarily prepared or furnished by the Purchaser or its counsel), including various certificates to be signed by the Issuer.
- (d) Review legal issues relating to the structure of the Bond issue.
- (e) Draft the continuing disclosure undertaking of the Issuer pursuant to Securities and Exchange Commission Rule 15c2-12.
- (f) Assist the Issuer, upon request, in seeking from other governmental authorities such approvals, permissions and exemptions as we determine are necessary or appropriate in connection with the authorization, issuance and delivery of the Bonds, except that we will not be responsible for any required Blue Sky filings.
- (g) Assure the Issuer's compliance with applicable Federal, state and local laws and regulations in issuing the Bonds.
- (h) Be available for meetings with Issuer officials, rating agency meetings, working group meetings and document sessions, as well as telephone consultations.
- (i) Assuming no legal impediments to the issuance of the Bonds become apparent, issue the Bond Opinion containing appropriate validity and tax exemption opinions in connection with the sale of the Bonds to the Purchaser.

In that regard, we have already prepared certain resolutions, reviewed certain documents, and engaged in various telephone conversations and email exchanges in connection with the proposed Bond issue.

As Bond Counsel, we do not assume responsibility for negotiating the terms and conditions of the Bond issue. Instead, we will endeavor to confine ourselves to documenting the economic and other understandings the Issuer will have reached with the Purchaser and the other participants in the financing, and will draw upon our accumulated knowledge as to what is acceptable or customary for similar securities and will advise the Issuer and the other participants in the financing as to the legality of suggested terms and provisions as the documentation proceeds.

The scope of our services as Bond Counsel in this engagement is limited to those services expressly set forth above. Among other things, our duties as Bond Counsel do not include:

- (a) Except as described herein, assisting in the preparation or review of any official statement or any other disclosure document with respect to the Bonds, or performing an independent investigation to determine the accuracy, completeness or sufficiency of any such document or rendering advice or giving an opinion that the official statement or other disclosure document does not contain any untrue statement of a material fact or omit to state a material fact necessary to make the statements contained therein, in light of the circumstances under which they were made, not misleading.
- (b) Preparing requests for tax rulings from the Internal Revenue Service, or no action letters from the Securities and Exchange Commission.
- (c) Preparing Blue Sky or investment surveys with respect to the Bonds.
- (d) Drafting State constitutional or legislative amendments.
- (e) Pursuing test cases or other litigation, such as validation proceedings.

- (f) Making an investigation or expressing any view as to the creditworthiness of the Issuer.
- (g) Except as described above, assisting in the preparation of, or opining on, any continuing disclosure undertaking pertaining to the Bonds or, after Closing, providing advice concerning any actions necessary to assure compliance with any continuing disclosure undertaking.
- (h) Representing the Issuer in Internal Revenue Service examinations or inquiries, or Securities and Exchange Commission investigations.
- (i) After Closing, any obligation to review facts or revise language of the Bond Opinion based on information obtained after Closing unless separately engaged by the Issuer.
- (j) Any legal work not directly related to the issuance of the Bonds, such as engineering and construction contract review, negotiation and compliance, litigation and real estate matters, which are customarily provided by the Issuer's county prosecutor or other local counsel.
- (k) Addressing any other matter not specifically set forth above that is not required to render our Bond Opinion.

Although we ordinarily draft suggested forms for customary closing papers for the Bonds, we do not assume responsibility for verifying the truth or completeness of facts certified as true and complete by others, nor, except as necessary to our opinion, do we assume responsibility for examining legal questions on which other participating lawyers are asked to opine. We do not review the financial condition of the Issuer, the feasibility of the project for which the Bonds were issued, or the adequacy of the security provided to the Bondholders.

In our role as Bond Counsel, we will not assume or undertake responsibility for the preparation of an official statement or any other disclosure document with respect to the Bonds, nor are we responsible for performing an independent investigation to determine the accuracy, completeness or sufficiency of any such document. We would expect both the Purchaser and the Issuer to evidence compliance with the current standards for full disclosure by delivery at closing of appropriate certificates and opinions of counsel relating to both the undertakings of the Issuer and the accuracy and completeness of the information included in the official statement. Moreover, if a disclosure document will be adopted or approved by the Issuer, our responsibility, in our role as Bond Counsel, will include the preparation or review of any description or summary therein of: (i) Ohio and federal law pertinent to the validity of the Bonds and the tax treatment of interest paid thereon, (ii) the Bonds, (iii) security for the Bonds, and (iv) our opinion.

We assume that we will have the full cooperation of the Purchaser and appropriate officials of the Issuer and any others necessary to successfully complete this financing, including counsel to the other parties. We cannot, of course, guarantee the timing or outcome of legislative or judicial processes or other actions necessary to complete a financing.

Under present law and regulations, we anticipate that the Bonds will be exempt from registration pursuant to the Securities Act of 1933 and any trust indenture or similar agreement related to the Bonds will be exempt from qualification as an indenture pursuant to the Trust Indenture Act of 1939, both as amended; thus, no filings with the Securities and Exchange Commission will be necessary in connection with the issuance of the Bonds. However, the Bonds may be subject to registration or qualification in certain states. Our Bond Opinion will not make reference to any state law registration or qualification requirements for any jurisdiction in which the Bonds are to be sold, and we will undertake no Blue Sky survey or investment survey with respect to the Bonds in issuing our Bond Opinion and other opinions which may be required at Closing, except as may be hereafter specifically requested by the Purchaser and agreed to by us.

Compensation and Reimbursement

Based upon (i) our current understanding of the terms, the structure, size and schedule of the financing represented by the Bonds, (ii) the duties we will undertake pursuant to this engagement letter, (iii) the time we anticipate devoting to the financings and (iv) the responsibilities we will

assume in connection therewith, we estimate that our fees as Bond Counsel for the Bonds will not exceed \$7,125. Such estimated fee may vary if unusual or unforeseen circumstances arise which require a significant increase in our time or responsibility. If at any time we believe that circumstances require an adjustment of our original fee estimate, we will consult with the Issuer prior to any such adjustment. In addition, we expect to be reimbursed for all out-of-pocket expenses, including travel costs, photocopying, deliveries, long distance telephone charges, fax charges, transcript preparation charges, filing fees, computer-assisted research and other necessary office disbursements. Our fee is normally paid from proceeds of the Bonds at the closing, and we customarily do not submit any statement until the Closing. We may submit an additional statement for Issuer charges following the Closing.

Conflicts

As you are aware, our firm represents many political subdivisions, companies and individuals, including various subdivisions that territorially overlap the Issuer. It is possible that during the time that we are representing the Issuer, one or more of our present or future clients will have transactions with the Issuer. It is also possible that we may be asked to represent, in an unrelated matter, one or more of the entities involved in the issuance of the Bonds. We do not believe such representation, if it occurs, will adversely affect our ability to represent the Issuer as provided in this engagement letter, either because such matters will not be sufficiently different from the issuance of the Bonds so as to make such representations not adverse to our representation of the Issuer, or because the potential for such adversity is remote or minor and outweighed by the consideration that it is unlikely that advice given to the other client will be relevant to any aspect of the issuance of the Bonds. Execution of this engagement letter will signify the Issuer's consent to our representation of others consistent with the circumstances described in this paragraph.

Miscellaneous

Our willingness to undertake the functions described herein with respect to the Bonds is based upon the facts available to us at this time. We will commence our function with respect to the Bonds after determining that nothing has come to our attention at that time which would lead us to conclude that there are any legal obstacles to delivery of the Bonds. We will proceed with the understanding that should anything come to our attention prior to the issuance of the Bonds, which would, in our opinion, cast doubt upon the legality of transaction, we will not be obligated to render our Bond Opinion.

We understand that until we have been paid any fees for time and expenses owed to us under the terms of this engagement letter, the Issuer will not seek to engage any firm other than Peck, Shaffer & Williams, A Division of Dinsmore & Shohl LLP to serve as Bond Counsel in connection with the issuance of the Bonds.

At the Issuer's request, papers and property furnished by the Issuer for the Bond issue will be returned promptly upon receipt of payment for outstanding fees and client charges relating to that transaction. Our own files, including lawyer work product, pertaining to any particular transaction will be retained by us. For various reasons, including the minimization of unnecessary storage expenses, we reserve the right to dispose of any documents or other materials retained by us after the termination of any particular transaction covered by this engagement letter.

Upon execution of this engagement letter, the Issuer will be our client and an attorney-client relationship will exist between us. We assume that all other parties will retain such counsel as they deem necessary and appropriate to represent their interests in the Bond issue. We further assume that all other parties understand that in a transaction covered by this engagement letter we represent only the Issuer, we are not counsel to any other party, and we are not acting as an intermediary among the parties. Our services as Bond Counsel are limited to those contracted for in this engagement letter; the Issuer's execution of this engagement letter will constitute an acknowledgment of those limitations. Our representation of the Issuer will not affect, however, our responsibility to render an objective Bond Opinion.

Our representation of the Issuer and the attorney-client relationship created by this engagement letter with respect to the Bonds will be concluded upon issuance of the Bonds.

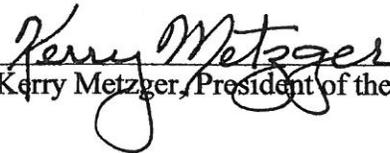
As previously stated, representation during subsequent Internal Revenue Service random and directed audits or Securities and Exchange Commission investigations, however, is beyond the scope of this engagement letter. In the event of a random or directed audit of the Bonds by the Internal Revenue Service or questions raised regarding the Bonds by the Securities and Exchange Commission, we would represent the Issuer, if requested; during the audit or investigation, subject to a supplemental engagement letter and at our standard hourly rates. The Issuer would also have the option to retain separate counsel to represent the Issuer during such an audit or investigation; assistance we might be called upon to render to such separate counsel would also be charged at our standard hourly rates.

If the foregoing terms are satisfactory to you, please indicate by returning the enclosed copy of this letter signed by an authorized person, retaining the original for your files.

We would be pleased to discuss this letter, our firm or the proposed financing at your convenience, and you should feel free to contact the undersigned with respect to such matters.

Very truly yours,

PECK, SHAFFER & WILLIAMS, A
DIVISION OF DINSMORE & SHOHL LLP


Kerry Metzger, President of the Board

Per Dennis G. Schwallie

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

RESOLUTION (814-2016) PAYMENT OF BILLS

It was moved by Commissioner Everett, seconded by Commissioner Abbuhl, to approve for payment the following bills:

911

American Electric Power	Tower Electric	236.77
Staley Technologies	Maintenance Contract/Paging System	693.00

Auditor

Treasurer State of OH	GAAP	350.00
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Child Support

Toshiba Business Solutions	Copier Maintenance	2.07
Frontier	Fax Service	50.62
The Ohio CSEA Director's Association	Usage Fee	156.00
Ann McConnell	Training	57.50

Commissioners

Hillyard Ohio	Supplies	439.85
US Bank Equipment Finance	Copier Lease	89.00
Gardiner	Preventative Maintenance	925.00
Iron Mountain	Storage Service	21.63
Distillata Co	Supplies	84.33
Liberty Distributors	Supplies	330.72
Pitts Fire Extinguisher	Check & Tag	35.00
Hahn Motors Body Shop	Vehicle Repair	1,126.00

Community & Economic Development

Simpson Heating & Cooling	CHIP Home Repair	6,255.00
Simpson Heating & Cooling	CHIP Home Repair	875.00
Tusc Co OCED	Administration Expenses/Enterprise Zone	1,777.49

Dog Pound

Fairfield Computer Systems	Monthly On-line Dog Licensing	200.00
Oak Pointe Vet Care	Supplies	192.78

Emergency Management

Emergency Mangement Assoc of OH	EMAO Registration	400.00
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Engineer

Linform	Garage Uniform Rental	136.18
Balco Machine	Parts/Repairs	3,475.00
Applied Industrial Technologies	Repairs/Parts	360.02
Ohio Light Truck Parts	Additional Equipment	509.75
Allstate Sales of Eastern OH	Repairs/Parts	70.50
Cross Truck Equipment	Repairs/Parts	25.25
Asphalt Material	Mat'l per bid	27,700.54
Kyle Weygandt	Safety Training	500.00
Stony Point Supply	Bridge & Culvert Supplies	1,687.60
Triple R Trailer Sales	Repairs/Parts	19.50
Clum Tire Service	Repairs/Parts	74.00
RJ Wright & Sons	Oils & Greases	59.00
Helblings Supply	Supplies	36.00
Joe Bachman	Travel & Misc Expenses	725.88
Kuester Implement	Repairs/Parts	143.90
Independence Business Supply	Repairs/Parts	466.34
Pleasant Valley Ready Mix	Concrete per bid	972.00
Carpenter Heating & Cooling	Heating & Cooling Repairs	594.51
Davis Radiator	Repairs/Parts	1,585.00
Dominion East Ohio Gas	Gas Service	64.56
Dover Brake	Repairs/Parts	586.00
American Electric Power	Electric Service	1,960.52
Frontier Communications	Phone Service	152.84
Yoder Small Engines	Repairs	92.63
Fastenal	Bridge & Culvert Supplies	775.95
Southeastern Equipment Co	Repairs/Parts	895.23
Summers Rubber	Repairs/Parts	114.49
Snyder Brothers Sales & Service	Repairs/Parts	777.72

Job & Family Services

Canton District Director's Assoc	Training	425.00
Lowe's Business Account	Kinship	63.00
City of New Philadelphia	Building Permit	20.00
Tusc Metropolitan Housing	FACES/Repayment Agreement	265.00
American Electric Power	Prevention/Electric Bill	498.11
John Reed	Prevention/Mattress	840.00
Family & Children First Council	Sponsorship/Transition Youth Fair	200.00
Chrysalis Counseling Center	FACES/Assessments	1,750.00
Joyce Beckett	KPIP	900.00
Louis Luxemburg	KPIP	600.00
Fredy & Leona Tenorio	Transportation	92.92
Kathy Fisher	Travel & Training	330.30
Heather Miller	Travel	117.67
Natalie Zimmerman	Travel	105.16
Mandy Prosser	Travel	46.00
Fredy & Leona Tenorio	Transportation	27.60

Juvenile/Probate

Independence Business Supply	Supplies	81.50
Independence Business Supply	Supplies	18.53

Sheriff

Staley Technologies	Repairs of Radios	113.68
Staley Technologies	Service Contract/Radios	342.30
Lowes	Maintenance Supplies	86.96
Hilscher Clarke	Repairs	388.87
Tusc Co General Health District	Inmate Medical Treatment	124.00

Veterans

Job & Family Services	Billable Services	24.70
Verizon Wireless	Cell Phone Service	115.08
Parkway Auto Group	Service	67.53

Water & Sewer		
Village of Tuscarawas	Sewage Disposal	1,676.26

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

Public Comment: New Philadelphia resident Joanne Limbach spoke to Commissioners regarding some type of protection from the weather for citizens standing outside while waiting to absentee or early vote. Ms. Limbach felt some sort of canopy or cover would protect citizens from the weather. Commissioner Everett said Jack Hupp, Maintenance Supervisor was notified to secure estimates for a canopy or any other types of protection from the elements. Ms. Limbach also asked Commissioners who needs to be contacted to secure more parking spots for absentee/early voting. Ms. Limbach was told the City of New Philadelphia is who would need to be contacted. Ms. Limbach is concerned that there are not enough parking spots and it is extremely difficult to find a parking space. Commissioner Abbuhl told Ms. Limbach the parking situation has been discussed several times and Commissioners are aware that it is a problem. The purchase of the buildings on First Drive will allow Commissioners to look into reconfiguring parking. Ms. Limbach thanked Commissioners for their time and appreciates them looking into her concerns. Commissioner Abbuhl thanked Ms. Limbach for sharing her concerns and told her they will get back to her.

Jeff Rose, New Philadelphia, Goshen Township resident wanted to brief Commissioners on a situation involving the Tuscarawas County Engineer’s Office. Mr. Rose believes Tuscarawas County Road & Bridge came onto his property illegally and created damage to his driveway and creating a steep slope while they were doing pipe work. Mr. Rose stated his driveway is now not accessible for trash pickup, deliveries and ambulance access for his elderly parents. Mr. Rose said he has spoken to Joe Bachman, County Engineer several times, but with no resolution. Mr. Rose said he would like for the Commissioners to try to help resolve this issue before he would take legal action. Commissioner Metzger told Mr. Rose he previously referred the information to legal counsel on the issuance of concerns about going to small claims court, it becomes a legal issue.

RESOLUTION (815-2016) RECESS

It was moved by Commissioner Everett, seconded by Commissioner Abbuhl, to recess at 1:20 p.m. until 1:30 p.m., the next scheduled appointment.

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

Commissioner Metzger called the meeting out of recess and back into Regular Session at 1:32 p.m. for purpose of State Auditor’s Post Audit Conference.

NO OTHER BUSINESS COMING BEFORE THE BOARD.

RESOLUTION (816-2016) ADJOURN

It was moved by Commissioner Abbuhl, seconded by Commissioner Everett, to adjourn at 2:01 p.m. to meet in Regular Session, Thursday, the 8th day of September, 2016.

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

Kerry Metzger
Chris Alkhl
Belle Everett

Attest: Maria Lautenschlager
Clerk of the Board

