

March 13, 2017

Agenda

Pledge of Allegiance

9:15 a.m. Anti-Drug Coalition – Proclamation
 9:45 a.m. Ken Collins – Kinder Morgan Settlement Agreement

Suspend the Reading of the Minutes

Before/after Expenditures

Cancel Meeting – April 26, 2017

Supplemental Appropriations (6)

Cash Advance Repayment – Common Pleas

Prisoner Agreement – Port Washington

Travel – Water/Sewer

MOU – Ohio Dept. of Administrative Services – Board of Elections

Treasurer’s Investments – February 2017

Dedication of Plat – Beersheba Road Extension – Clay Township RD 454

Pay Bills

Other Business

Adjourn

THE BOARD OF COMMISSIONERS OF TUSCARAWAS COUNTY MET IN REGULAR SESSION, MONDAY, THE 13TH DAY OF MARCH, 2017, WITH THE FOLLOWING MEMBERS PRESENT:

Chris Abbuhl
 Kerry Metzger
 Joe Sciarretti

Commissioner Abbuhl presiding.

The Lord’s Prayer was said
The Pledge of Allegiance was said.

RESOLUTION (235-2017) SUSPEND THE READING OF THE MINUTES

It was moved by Commissioner Metzger, seconded by Commissioner Sciarretti, to suspend the reading of the minutes of the previous meeting.

VOTE: Chris Abbuhl, yes;
 Kerry Metzger, yes;
 Joe Sciarretti, yes;

RESOLUTION (236-2017) BEFORE/AFTER EXPENDITURES

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

American Court/Drug Testing (Comm. Corrections)	195.00
American Court/Drug Testing (Comm. Corrections)	1950.00
Matthew Bender & Co (Law Library)	1539.07

Go Shred (JFS)	243.00
The Distillata Co (Maintenance)	356.41
Brain Balance Centers of OH (JFS)	2847.49
Guidestone (JFS)	1284.00
Community Mental Healthcare (JFS)	590.62
Todd Smith (JFS)	329.00
Insight Vision Care (JFS)	1691.55
TASC-Client Services (Commissioners)	1100.79
OH Association of Criminal Defense Attys (Pub Def)	1875.00
Dr Fred Frese (Sheriff)	500.00
First National Bank of Dennison (Sheriff)	1413.43
On City Streets (Sheriff)	803.50
Antionette Smolinsky (Commissioners)	1000.00
Zashin & Rich (Commissioners)	529.50
Biometric Information Management (Clerk of Courts)	1500.00
Crown Plaza Columbus (Clerk of Courts)	106.00
Graphic Enterprises (Clerk of Courts)	9125.00
Treasurer Tusc Co (Clerk of Courts)	74.16
Twin City Chamber of Commerce (Clerk of Courts)	150.00
Miller & Company (Sheriff)	196.00
Atty William Lang (Commissioners)	1052.91

VOTE: Chris Abbuhl, yes;
Kerry Metzger, yes;
Joe Sciarretti, yes;

RESOLUTION (237-2017) CANCEL MEETING – APRIL 26, 2017

It was moved by Commissioner Metzger, seconded by Commissioner Sciarretti, to cancel the meeting to be held Wednesday, April 26, 2017 due to attendance at the Ohio Council of County Officials meeting in Columbus, Ohio.

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

Joe Sciarretti, yes;

Discussion: Commissioner Abbuhl explained the above meeting is in relation to the MCO Medicaid Sales Tax and also to meet with the legislatures about local concerns including the local government funds. He invited the Clay Township Trustees (in attendance) to attend this meeting as well. The County gives an additional 15% of their Local Government Fund allocation to the villages and townships, which amounts to about \$7 million since 2007. The County would like to continue this partnership.

RESOLUTION (238-2017) SUPPLEMENTAL APPROPRIATIONS

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

DEPARTMENT	FROM	TO	AMOUNT	REASON
LEPC	B051-B25	B051-B10	\$1,000.00	Insurance
Water/Sewer	Q075-Q99	Q075-Q81	\$30,000.00	Study Phase WH Water Upgrade
Engineer	K000-K40	K000-K04	\$5,000.00	Office Equipment
Sheriff	U046-U20	U046-U04	\$10,500.00	Equipment
“ “	U048-U20	U048-U09	\$4,300.00	Equipment

VOTE: Chris Abbuhl, yes;
Kerry Metzger, yes;
Joe Sciarretti, yes;

RESOLUTION (239-2017) CASH ADVANCE REPAYMENT – COMMON PLEAS SPECIAL PROJECT

It was moved by Commissioner Sciarretti, seconded by Commissioner Metzger, to approve the following cash advance repayment:

From: T35 Common Pleas Special Projects Fund
To: A00 County General
Amount: \$10,950.00

The Court appreciates the assistance with the purchase of the digital courtroom recording software and apologizes for the delay in repayment of the balance owed for the cash advance.

VOTE: Chris Abbuhl, yes;
Kerry Metzger, yes;
Joe Sciarretti, yes;

Discussion: Commissioner Metzger asked if the above funds will be considered as additional receipts to the General Fund. The Acting Clerk will check with the Auditor.

RESOLUTION (240-2017) PRISONER AGREEMENTS

It was moved by Commissioner Metzger, seconded by Commissioner Sciarretti, to approve the prisoner agreement with the following entities for prisoner care at Sixty Dollars (\$60.00) per day as recommended by Sheriff Campbell:

Village of Port Washington

VOTE: Chris Abbuhl, yes;
Kerry Metzger, yes;
Joe Sciarretti, yes;

RESOLUTION (241-2017) OUT OF COUNTY TRAVEL – W/S

It was moved by Commissioner Sciarretti, seconded by Commissioner Metzger, to approve the following travel request as submitted by Michael Jones, Director:

DATE: March 22, 2017
TITLE: OBWC LOTO Safety Training
LOCATION: 339 E. Maple St. Suite 200, North Canton OH 44720
ATTEND: Todd Tacy, Eric Maurer
EXPENSE: \$15.00 meal x 2 + max 20% gratuity
REASON: OBWC LOTO Safety Training

VOTE: Chris Abbuhl, yes;
Kerry Metzger, yes;
Joe Sciarretti, yes;

Discussion: Commissioner Abbuhl read the proposed resolution for the MOU for the Board of Elections electronic poll books. Commissioner Sciarretti asked if these are available for this year’s election cycle, are in every precinct and are in place of the old school paper version. The understanding is this particular equipment will replace the paper poll books unless the State mandates otherwise.

RESOLUTION (242-2017) MOU Ohio Department of Administrative Services – BOE

It was moved by Commissioner Sciarretti, seconded by Commissioner Metzger, to approve the following as approved by Bob Stephenson, Assistant Prosecuting Attorney:

**MEMORANDUM OF UNDERSTANDING
BETWEEN
THE OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES,
THE TUSCARAWAS COUNTY BOARD OF ELECTIONS, AND
THE TUSCARAWAS COUNTY COMMISSIONERS**

Purpose

1. This Memorandum of Understanding (“MOU”) between the Ohio Department of Administrative Services (“DAS”), the Tuscarawas County Board of Elections (“Board”), and the Tuscarawas County Commissioners (“County”) is to document the roles and responsibilities of each party in complying with the requirements set forth in Section 207.63 of Amended Substitute House Bill 64, the State Operating Budget.
2. Specifically, it is the goal of the DAS, the Board, and the County to document in this MOU their mutual understandings concerning the use of the funding provided by Section 207.63 of Amended Substitute House Bill 64, the State Operating Budget, and appropriation item 100668 for Fiscal Years 2016 and 2017.

Legal Authority

1. This MOU is being entered into in accordance with Section 207.63 of Amended Substitute House Bill 64, the State Operating Budget.
2. Section 207.63 of Amended Substitute House Bill 64, in relevant part, states:

“The board shall enter into a memorandum of understanding with the county commissioners and the Department of Administrative Services concerning [the purchase of the selected electronic pollbooks and any other necessary equipment] and is responsible for fifteen per cent of the purchase costs of those pollbooks as determined by the Department of Administrative Services and Secretary of State under this section.”

Definitions

1. “Electronic pollbook” means “an electronic list of registered voters for a particular precinct or polling location that may be transported to a polling location”¹ that is certified for use in Ohio pursuant to *Ohio Revised Code* §3506.05.
2. “Any other necessary equipment” means any software, hardware, peripheral, license agreement, service or maintenance agreement or integration with the Board’s voter registration system that is essential for the implementation, fully functional operation and legal use of the electronic pollbooks.

¹ R.C. 3506.05(A)(1).

Terms of Agreement

1. The Board will select a certified electronic pollbook and any other necessary equipment from the list of certified electronic pollbooks and equipment and their corresponding price provided to the Board from the DAS state term contract for electronic pollbooks (RS900816, Index MAC109). Pursuant to *Ohio Revised Code* §125.04, the Board must be an active member of the DAS Cooperative Purchasing Program in order to make a purchase referencing the DAS state term contract.
2. The County will be responsible for selecting the equipment and paying the total invoice cost of the electronic pollbooks and any other necessary equipment to the vendor. The Board will notify the DAS in writing of its selection and of the exact quantity of electronic pollbooks and equipment the Board will purchase.
3. The DAS will provide the County with funding to reimburse 85% of the total purchase cost for electronic pollbooks and any other necessary equipment selected by the Board, up to the amount of the Board's allocation of the funding provided by Section 207.63 of Amended Substitute House Bill 64 and appropriation item 100668 as appears in the Electronic Pollbook Fund Allocations by County report, which is attached as Exhibit 1 and incorporated by reference herein. Any unexpended, unencumbered portion of the Board's allocation at the end of State Fiscal Year 2016 will be available for the Board to procure certified electronic pollbooks and any other necessary equipment in State Fiscal Year 2017.
4. For purchases of electronic pollbooks made against the DAS state term contract, the notification to the DAS shall consist of a letter from the Board requesting reimbursement with a copy of an executed purchase order referencing the contract. For purchases of electronic pollbooks made prior to the effective date of the DAS state term contract, the notification to the DAS shall consist of a letter from the Board requesting reimbursement with a copy of the paid invoices and proof of payment for certified electronic pollbooks. Any letter requesting reimbursement must be received by the DAS no later than 30 days prior to the end of State Fiscal Year 2017.

General Provisions

1. If there is a change in the law necessitating a change in this MOU, the DAS shall immediately notify the Board and the County and all parties shall re-evaluate the MOU to ensure its compliance with the law.
2. This MOU is effective upon signature of all parties and shall remain in effect as required by state law.
3. This MOU is subject to Section 126.07 of the Ohio Revised Code.

4. This Agreement may be modified or amended provided that any such modification or amendment is in writing and is signed by all of the parties to this Agreement. Said amendment shall be effective upon the execution by all of the parties.
5. If any provision of this MOU should be found illegal, invalid, or otherwise void, it shall be considered severable. The remaining provisions shall not be impaired, and the MOU shall be interpreted, to the extent possible, to give effect to the parties' intent.
6. This MOU is entered into through the actions of the Board of Elections pursuant to a motion of the Board of Elections approving this MOU and authorizing and directing the signator to execute this agreement on behalf of the Board (the minutes reflecting the motion or other record of the motion is attached as Exhibit 2) and the Board of County Commissioners pursuant to Resolution of the Board approving this MOU and authorizing and directing the signator to execute this agreement on behalf of Board (the Resolution is attached as Exhibit 3).

THE REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK

Persons to be contacted for Further Information or Assistance

For state term contract concerns

Dennis Kapenga
4200 Surface Road
Columbus, Ohio 43228
Phone: 614-466-7911
Email: Dennis.Kapenga@das.ohio.gov

For reimbursement requests

Lori Malinovsky
30 East Broad Street, 39th Floor
Columbus, Ohio 43215
Phone: 614-995-2041
Email: Lori.Malinovsky@das.ohio.gov

County Board of Elections Contact

Contact Name: Allan R. Sayre, Director
Address: P.O. Box 69
City, Ohio Zip: New Philadelphia, Ohio 44663
Phone: 330-343-8819
Email: sayrea@co.tuscarawas.oh.us

County Commissioners Contact

Contact Name: Chris Abbuhl, Board President
Address: 125 East High Avenue
City, Ohio Zip: New Philadelphia, Ohio 44663
Phone: 330-364-8811
Email: Commissioners@co.tuscarawas.oh.us

The Department of Administrative Services, the Board of Elections, and the County Commissioners indicate their agreement with the above provisions and further agree that the interest of each is in compliance with Section 207.63 of Amended Substitute House Bill 64, the State Operating Budget, by signing below a copy of this Memorandum of Understanding.

DAS Designee Signature

Date

Board Designee Signature

Date



County Designee Signature

3/13/2017

Date

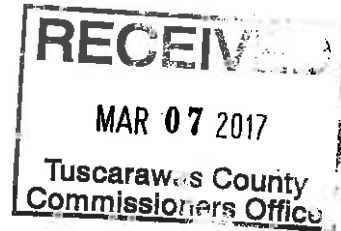
VOTE:

Chris Abbuhl, yes;
Kerry Metzger, yes;
Joe Sciarretti, yes;

RESOLUTION (243-2017) TREASURER’S INVESTMENTS – February 2017

It was moved by Commissioner Metzger, seconded by Commissioner Sciarretti, to approve the following Treasurer’s Investments for February, 2017:

Jeffery S. Mamarella
Tuscarawas County Treasurer
P.O. Box 250
New Philadelphia, OH 44663
Phone (330) 365-3254 • Fax (330) 365-3259



March 6, 2017

Tuscarawas County Commissioners
125 East High Avenue
New Philadelphia, OH 44663

Commissioners:

As provided by Section 132.21 of the Ohio Revised Code, please be advised of the investments made by the Tuscarawas County Treasurer’s Office during the month of **February, 2017.**

End of month interest amount to credit to February report is \$30,259.41.

Monthly Investment Total = \$77,150,337.18

Balance in Checking Acct. – JPMorgan Chase \$7,002,046.00 Huntington \$464,581.74
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Total cumulative interest through February 2017 is: \$52,640.70

cc: Tuscarawas County Auditor, Prosecutor, Clerk of Courts, Recorder

VOTE: Chris Abbuhl, yes;
Kerry Metzger, yes;
Joe Sciarretti, yes;

Discussion: Commissioner Abbuhl stated the interest income in 2007 was \$2.7 million on annual investments but has been going down progressively down. The estimate this year is approximately \$300,000 with the feds calling for another interest rate hike as per Commissioner Metzger. Commissioner Sciarretti added this is about a ninth of the 2007 interest income.

Discussion: Commissioner Abbuhl stated that all three of the Clay Township Trustees (Ruby Kinsey, Brice Miller and Karl Kohler) were present for the dedication plat of Beersheba Road Extension. Mr. Hoffman approached the trustees as he is selling part of his property and wanted the road officially extended before he sold it. The Trustees stated they have been maintaining this portion of the road for more than 21 years so they decided to go ahead with the dedication. This will allow them to add it to their mileage to get some reimbursement. The Acting Clerk will have Don and Carroll Hoffman to sign the plat.

**RESOLUTION APPROVING THE DEDICATION PLAT OF
BEERSHEBA ROAD EXTENSION
CLAY TOWNSHIP ROAD 454
RESOLUTION 244-2017**

On March 13, 2017, the Board of Tuscarawas County Commissioners met in regular session at the William E. Winters conference room with the following members present: Chris Abbuhl, Kerry Metzger, Joseph Sciarretti.

Commissioner Metzger moved for the adoption of the following Resolution:

WHEREAS, the Board of Trustees of Clay Township, Tuscarawas County, Ohio, and Donald E. Hoffman and Carol Ann Hoffman, as dedicators, have approached the Board of Commissioners and provided a dedication plat of Beersheba Road Extension, Township Road 454, as prepared by Ward & Emler Surveying, Inc., dated February 13, 2017.

WHEREAS, Clay Township has maintained the portion of Beersheba Road sought to be extended, for a period in excess of twenty-one years, qualifying the roadway for the purposes of a common-law dedication;

WHEREAS, the dedicators and Clay Township nevertheless, wish to memorialize the plat as a dedicated roadway extension;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Tuscarawas County Commissioners:

1. The Board of Commissioners approve the dedication plat subject to the signatures and approval of those listed on the plat, the Tuscarawas County Engineer, Tuscarawas County Regional Planning, Clay Township Trustees, the dedicators Donald E. Hoffman and Carol Ann Hoffman.
2. The acting clerk of the board shall contact and request such parties to sign the dedication plat at the Board of Commissioners' offices. Thereafter, the Board of Commissioners shall approve the plat and it shall be recorded in the Offices of the Tuscarawas County Recorder at no cost to the Board.

Mr. Sciarretti seconded the Resolution and the roll call being called upon its adoption, the vote resulted as follows:

Chris A. Abbuhl – Yes
Kerry R. Metzger – Yes
Joseph A. Sciarretti – Yes

RESOLUTION (245-2017) PAY BILLS

It was moved by Commissioner Metzger, seconded by Commissioner Sciarretti, to approve for payment the following bills:

Commissioners

Kayline	Supplies	136.45
Atty William Lang	Legal Fees	1,052.91
Liberty Distributors	Supplies	748.75
Hanhart Agency	Bond	100.00
Rex Pipe	Supplies	52.45

Common Pleas

National Center for State Courts	Registration	585.00
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Community Corrections

Steve Pompey	Tire Reimbursement	79.05
OH Chief Probation Officers Assoc	Membership	150.00
OH Chief Probation Officers Assoc	Membership	150.00
Horizons	Transportation Services	2,917.45
Ziegler Tire	Vehicle Maintenance	19.08

American Court & Drug Testing	Electronic Monitoring	2,910.00
Coroner		
Ohio State Coroner's Association	Dues	2,792.00
Dog Pound		
Ziegler Tire	Tires	652.00
Engineer		
Fastenal	Bridge & Culvert Supplies	63.69
Starlight Enterprises	Office Cleaning	424.00
Ohio LTAP Center	Training	120.00
State Chemical Services	Supplies	622.50
RJ Wright & Sons	Fuel Oil & Gas per bid	9,975.38
Kimble Clay & Limestone	Materials per bid	3,309.61
Kimble Clay & Limestone	Materials	151.90
Twin City Automotive	Repairs/Parts	169.03
Liniform	Uniform Rental	127.52
Southeastern Equipment	Parts/Repairs	81.00
Stony Point Supply	Bridge & Culvert Supplies	98.02
Centre Supply	Repairs/Parts	657.70
Softworks	Software	5,995.00
Holmes Wayne Electric	Electric Service	21.00
Ziegler Bolt & Nut House	Bridge & Culvert Supplies	68.25
Ziegler Tire	Tires per State pricing	368.29
Soehnlén Sand & Gravel	Materials per bid	191.88
Snyder Brothers	Repairs/Parts	278.51
Summers Rubber	Repairs/Parts	134.04
National Lime & Stone	Material per bid	4,554.33
Ohio Machinery	Repairs/Parts	462.98
Triple R Trailer Sales	Repairs/Parts	156.14
Yoder Small Engines	Repairs/Parts	36.72
Joe Bachman	Travel & Misc Reimbursement	426.42
Buckeye Career Center	Repairs/Parts	236.50
Kimble Recycling	Trash Dumpster NP & Port	59.95
Galicks	Bridge & Culvert Supplies	110.00
Dominion East Ohio Gas	Gas Service	1,273.42
Frontier Communications	Service	152.29
Lowe's Business Account	Bridge & Culvert Supplies	560.82
Kuester Implement	Repairs/Parts	219.10
Leader Machinery	Repairs/Parts	137.55
Cargill Inc	Salt per ODOT bid	1,962.47
American Electric Power	Service	2,625.42
NP Water Dept	Water Service	383.94
Gray-Eering LTD	Repairs/Parts	400.00
Information Technology		
Provantage	Supplies	99.54
Horizon	Internet Connection	395.00
Provantage	Supplies	162.74
Silco	Halon Test	520.00
Provantage	Supplies	339.20
Job & Family Services		
Agnes Walker et al	NET Mileage Reimb	9,358.24
Vincent & Dana Beachy et al	Boarding Home Payroll	16,884.00
Belmont Pines et al	Boarding Home Payroll	224,811.68
Kimble Recycling	PRC	454.00
Fredy & Leona Tenorio	Transportation	11.04
Adoption & Attachment Therapy	PASSS	589.00
Insight Vision Care	PASSS	948.00
Kyler Pringle Lundholm Durman	Non-Recurring Adoption Expense	671.00
Cheryl Orr	KPIP	525.00
Raymond & Kelsie Shanefelt	FP Training Stipend	720.00
Dr Nicholas Varrati MD	Drug Screens	180.00
John Reed	FACES/Beds	480.00
Treasurer State of OH	Fingerprints	248.00
All About Children	IV-E Daycare	1,089.02

Derek & Aundrea Graves	FC Clothing Reimb	292.82
Luke & Megan Kneuss	FC Clothing Reimb	114.02
Fredy & Leona Tenorio	FC Clothing Reimb	112.05
Lon & Wanda McEnroe	FC Clothing Reimb	183.50
Jacob & Esther Mast	FC Clothing Reimb	51.93
Simon & Katie Yoder	FC Clothing Reimb	24.80
Insight Vision Care	FC Vision Therapy	1,600.00
Mark & Raynah Abbuhl et al	AA & SAMS	26,950.29
Treasurer State of OH	Fingerprints	576.00
Fredy & Leona Tenorio	Transportation	27.60
Elizabeth Renner	Travel & Training	150.47
Trudy Lewis	Travel	32.71
Karen Quinlan	Travel	69.00
Tusc Co Commissioners	Rent & Utilities	5,229.67
Verizon Wireless	Cell Phone Bill	993.08
Lexis Nexis Risk Solutions	February 2017 User Fees	226.00
Action Now Services	Pest Control	55.00
Todd's Lawns	Plow & Salt Parking Lot	210.00
Triad Roofing & Service	Roof Repairs	163.20
Ziegler Tire & Supply	Car Maintenance	108.16
Lowe's Business Account	Maintenance Supplies	127.49
US Postal Service	Postage by Mail	2,500.00
Kimble Recycling	PRC	299.00
Chrysalis Counseling Center	PRC	875.00
Chrysalis Counseling Center	PRC	875.00
Juvenile/Probate		
Linda Kate	Travel	202.72
Atty Mary Warlop	Guardian Ad Litem Fees	277.50
Traco Business Supply	Supplies	600.00
Traco Business Supply	Supplies	350.49
Times Reporter	Legal Ad	86.90
Times Reporter	Legal Ad	74.30
Barbara DeBord	Travel	65.50
Supreme Court of OH Judicial College	Continuing Education	100.00
Public Defender		
Daniel Davis Phd	Expert	2,500.00
Quickprint Center	Business Cards	75.00
Frank Bair	Rent	915.00
DDC DNA Diagnostic Center	Expert	1,327.50
Office of OH Public Defender	Registration	150.00
Treasurer Tusc Co	Notary Fee/Pompey	21.00
Recorder		
Xerox	Base & Copy Charge	166.53
Southern Court		
Forensic Diagnostic Center	Evaluation	39.00
Forensic Diagnostic Center	Evaluation	761.00
Matthew Bear	Acting Judges Fees	15.00
JJ Ong	Acting Judges Fees	180.00
Veterans		
Shawn Hursey	Travel	58.17
Debra Cook	Travel	94.23
James Thornton	Travel	61.38
Ridgecrest Memory Gardens	Granite Install for Military Marker	287.65
Treasurer Tusc Co	Fuel	273.14
Water & Sewer		
Village of Tuscarawas	Sewage Disposal	3,311.48
VOTE:	Chris Abbuhl, yes;	
	Kerry Metzger, yes;	
	Joe Sciarretti, yes;	

Discussion: The following were present: Jodi Salvo (Tuscarawas County Anti-Drug Coalition), Amy Miller (Personal & Family Counseling Services), Jaymee Barrett (New Philadelphia High School) and Katie Churilla (Tuscarawas Central Catholic). Ms. Churilla, who is also a part of the Youth Advisory Board and STAND Youth Advisory. They are trying to reduce the use of tobacco. About 9% of teens start smoking. They want to do a “kick butts” day at Tuscora Park which is supposed to be smoke free but that is not always followed. They will have signs that say “every puff you make is a breath you take”. Ms. Barrett added that last year they picked up 1,000 butts at the park in an hour. Amy Miller stated the initiative started in 1996 by tobacco free kids in 1996. They are expecting over 1,000 different schools to participate this year. She presented a banner that reads “Kick Butts Day – March 15, 2017” with the slogan “Stand Up, Speak Out, Seize control Against Big Tobacco” to be displayed. They have a banner for every school due to a grant they received. Ms. Salvo stated sometimes we lose sight of the effects of tobacco and alcohol when we look at the opiate epidemic. When we look at substance abuse education, it is making a difference. We need to continue to educate students and the community. Most students do not like tobacco at this point regular smoking has gone down but electronic cigarette (e cig) has increased. The younger generation is being marketed to with flavors such as cotton candy and strawberry. Folks think this is safer but she explained that it is still relatively new so we do not know the impact or the effect this has on your lungs yet. The students have visited stores in Tuscarawas County to gather the facts and are working on presentations to show community leaders the impact of advertising. The students are also addressing policies at their schools. Students at Dover High School prepared a video on second hand smoke, which was played during the presentation. There were 8 students that went to Columbus OH last week to meet with the local legislatures. Commissioner Metzger had the privilege to travel with Ms. Salvo and Ms. Miller to the National Conference of Anti-Drug Coalitions in Washington DC. The Commissioners thanked everyone for coming into the meeting to help educate folks on effects of tobacco and acknowledged the many challenges the youth face.

RESOLUTION (246-2017) PROCLAMATION – KICK BUTTS DAY – MARCH 15, 2017

It was moved by Commissioner Metzger, seconded by Commissioner Sciarretti, to proclaim the following:

**RESOLUTION PROCLAIMING MARCH 15, 2017 AS
KICK BUTTS DAY IN TUSCARAWAS COUNTY**

Whereas, March 15, 2017 is **National Kick Butts Day**, a nationwide initiative that empowers young people to be leaders in the effort to stop youth tobacco use; and

Whereas, in honor of National Kick Butts Day, the county of Tuscarawas will wear black in a unified effort to black out tobacco use, noting that nationwide, nearly one fifth of all high school students (grades 9-12) are current smokers; along with nearly one out of every fourteen eight graders; and

Whereas, to address the public health epidemic here in Tuscarawas County of tobacco usage, noting that smoking is the leading cause of preventable death killing more than 400,000 people every year and accounting for at least 30% of all cancer deaths; and

Whereas, the tobacco industry spent over \$7 BILLION in retail environment in 2011 on cigarettes alone, which is 87% of total spending on marketing and promotion, noting that the tobacco industry spends about \$1 million dollars an hour keeping tobacco cheap and visible in retail stores; and

Whereas, research studies have found that kids are three times as sensitive to tobacco advertising than adults and more likely to be influenced to smoke by cigarette marketing than by peer pressure; and

Whereas, Tuscarawas County has 102 retailers who utilize similar marketing strategies to entice youth; and

Whereas, Tuscarawas County has high levels of stores that sell flavored little cigars or cigarillos (95%), stores that sell individually packaged little cigars or cigarillos (93%), stores that sell little cigars or cigarillos for \$1 or less (79%), stores that sell e-cigarettes (70%), stores with cigarette price promotions (37%), and the average price of the cheapest pack of cigarettes (\$5.00) ; and

Whereas, Tuscarawas County Board of Commissioners commits its support to ensure the success of Kick Butts Day;

Now, Therefore, be it Resolved, that the Tuscarawas County Board of Commissioners, does hereby proclaim March 15, 2017, as **Kick Butts Day** and encourages Tuscarawas County citizens to support and participate in tobacco prevention education activities, making a visible statement that we are strongly committed to a preventing underage tobacco use.

VOTE: Chris Abbuhl, yes;
Kerry Metzger, yes;
Joe Sciarretti, yes;

RESOLUTION (247-2017) RECESS

It was moved by Commissioner Metzger, seconded by Commissioner Sciarretti, to go into recess at 9:44 a.m. until 9:45 a.m. for the next scheduled appointment.

VOTE: Chris Abbuhl, yes;
Kerry Metzger, yes;
Joe Sciarretti, yes;

Commissioner Abbuhl called the meeting out of recess and back into Regular Session at 9:47 a.m. for the purpose of the scheduled appointment with Kinder Morgan.

Discussion: Ken Collins and Tom Bauer of Kinder Morgan were present to formally request approval of settlement agreements including easements. Mr. Collins explained they have been working for several month to everything through legal approval. This pipeline originates in Harrison County with final termination in Windsor Canada. This includes 17 miles in Tuscarawas County affecting 60 unique landowners. Construction is set to begin this summer with the restoration of the sites completed in early 2018. They began clearing the right-of-way in February. Mr. Collins explained the processing and how the ethane will be turned into plastic pellets that come back to Ohio manufacturers. They have long term commitments with shippers including rail lines. They have a construction yard in New Philadelphia behind Eagle Truck Stop.

RESOLUTION (248-2017) KINDER MORGAN SETTLEMENT AGREEMENTS

It was moved by Commissioner Metzger, seconded by Commissioner Sciarretti, to approve the settlement agreements with Kinder Morgan for Tract Numbers: 03-077.00, 03-078.00 and 03-089.002 for certain permanent, temporary, and additional work space easements for the construction, maintenance, operation, inspection, replacement, change of size of and repair of a pipeline. These agreements have been approved by County legal counsel.

VOTE: Chris Abbuhl, yes;
Kerry Metzger, yes;
Joe Sciarretti, yes;

NO OTHER BUSINESS COMING BEFORE THE BOARD.

RESOLUTION (249-2017) ADJOURN

It was moved by Commissioner Metzger, seconded by Commissioner Sciarretti, to adjourn at 9:58 a.m. to meet in Regular Session, Wednesday, the 15th day of March, 2017.

VOTE: Chris Abbuhl, yes;
Kerry Metzger, yes;
Joe Sciarretti, 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.


Chris Abbuhl


Kerry Metzger


Joe Sciarretti

Attest: 
Acting Clerk

