

July 31, 2023

Agenda

Lord's Prayer
Pledge of Allegiance

2:45 p.m. Zoar Outpost Purchase – Closing Statement – Joe Bachman, Engineer & Carice Jameson, ODOT

Approve Minutes

Approve Before/After Expenditures

Approve Supplemental Appropriation (8)

Approve Transfer of Funds (2)

Approve Inter-Fund Transfer/Advance

Cancel Bid opening – Cargo Van – Juvenile/Probate Court
Unfit Personal Property – Vehicle Sell/Trade – Juvenile/Probate Court

Approve Hire – JFS – Beal
Approve Hire – JFS - Thurston

Approve Hire – Custodial Worker II – Wells

Agreement – Bolivar Dollar General - Sanitary Sewer Extension
Agreement – Village of Midvale – Sanitary Sewer Extension

Approve Waiving Notice Requirements – TIF – City of Dover

Pay Bills

Other Business

Adjourn

THE BOARD OF COMMISSIONERS OF TUSCARAWAS COUNTY MET IN REGULAR SESSION MONDAY, THE 31st DAY OF JULY, 2023 WITH THE FOLLOWING MEMBERS PRESENT:

Chris Abbuhl
Kristin Zemis
Greg Ress

Commissioner Chris Abbuhl presiding.

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

RESOLUTION (634-2023) APPROVE MINUTES

It was moved by Commissioner Ress, seconded by Commissioner Zemis, to approve the minutes from the July 24, 2023 meeting as written.

VOTE: Chris Abbuhl, abstained;
Kristin Zemis, yes;
Greg Ress, yes;

RESOLUTION (635-2023) BEFORE/AFTER EXPENDITURES

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

VENDOR	OFFICE	AMOUNT
Water & Sewer	Commissioners	\$11,261.26
Water & Sewer	Commissioners	\$11,266.27

VOTE: Chris Abbuhl, yes;
 Kristin Zemis, yes;
 Greg Ress, yes;

DISCUSSION: *Commissioner Abbuhl questioned if the TuscBDD fund needed to be created, or does it already exist? Crystal DiGenova, Office Manager, stated this is an account within the fund and Larry Lindberg, Auditor, stated the fund is already there, the Auditor just needs the Supplemental to put the funds in the account. Commissioner Abbuhl stated this will act as a "Rainy Day Fund." Commissioner Ress stated he was under the impression that since Mr. Abbuhl had been out of the office and is now back, the Commissioners were going to get together and have a discussion about this fund. Commissioner Zemis stated TuscBDD met with Commissioner Zemis and Commissioner Ress about their need to keep these funds in a different account due to being in deficit spending right now. Commissioner Ress is questioning this due to having \$16 million in funds available and why we want to do this. Not all Commissioners were onboard with this fund.*

RESOLUTION (636-2023) SUPPLEMENTAL APPROPRIATIONS

It was moved by Commissioner Zemis, seconded by Commissioner Ress, to approve the following supplemental appropriations:

DEPARTMENT	FROM	TO	AMOUNT	REASON
Common Pleas Court	E-0440-A018-A00	E-0120-A002-B30	\$5,000.00	Cover Judgement entry 7/5/23 order payment Dr. Daniel Davis for case #2022 CR 11 0380 & to have extra to pay until the end of the year
Dog Pound	E-1020-B005-B10	E-1020-B005-B02	\$4,630.00	Contract Services
Sheriff's Office	e-2050-X032-X20	E-2050-X032-X04	\$15,000.00	To purchase emergency Go Bags and Gear for 35 Deputies
Muni Court	E-0440-A018-A00	E-0180-A002-G16	\$1,000.00	Cover current voucher & estimated 2023 costs for the rest of the year
TuscBDD	E-1420-S050-S40	E-1420-S150-S99	\$4,115,370.00	To appropriate 40% of prior year operating expenditures per Ohio Revised Code 5705.222(C)
Water & Sewer Department	E-1310-P000-P34	E-1310-P000-P23	\$10,000.00	Cover the Cost of tree and brush removal water tower area behind 2239 Wainwright Rd
Water & Sewer Department	E-1300-P300-P16	E-1300-P000-P08	\$15,000.00	Legal Fees Baltic transfer of Water & Wastewater Facilities
Prosecutor	E-0440-A018-A00	E-0060-A001-E16	\$1,862.50	Needed to cover an invoice that has been received & small carryover for the rest of the year

VOTE: Chris Abbuhl, yes;
 Kristin Zemis, yes;
 Greg Ress, no;

RESOLUTION (637-2023) TRANSFER OF FUNDS

It was moved by Commissioner Zemis, seconded by Commissioner Ress, to approve the following transfer of funds:

DEPARTMENT	FROM	TO	AMOUNT	REASON
Sheriff's Office	E-2050-X032-X05	E-2050-X032-X03	\$900.00	To purchase supplies for CIT refresher training
Sheriff's Office	E-2050-X032-X05	E-2050-X032-X06	\$100.00	To purchase supplies for CIT refresher training
EMA	E-0250-A006-F02	E-0250-A006-F03	\$250.00	Funds needed to replace broken office chair

VOTE: Chris Abbuhl, yes;
 Kristin Zemis, yes;
 Greg Ress, yes;

RESOLUTION (638-2023) INTER-FUND TRANSFER/ADVANCE

It was moved by Commissioner Ress, seconded by Commissioner Zemis, to approve the following inter-fund transfer/advance as per State Auditor's recommendation:

From: Co. General to Children Services \$200,000.00

VOTE: Chris Abbuhl, yes;
 Kristin Zemis, yes;
 Greg Ress, yes;

RESOLUTION (639-2023) CANCEL BID OPENING – CARGO VAN – JUVENILE/PROBATE COURT

It was moved by Commissioner Zemis, seconded by Commissioner Ress to cancel the Bid Opening scheduled for July 31, 2023 @ 2:30 p.m. in the Regular Session Tuscarawas County Commissioners Meeting as recommended by Kristine Beard, Asst. Prosecutor. The cost of the van is under \$50,000 with the trade-in options and competitive bidding is not required per ORC 307.12 (H).

VOTE: Chris Abbuhl, yes;
 Kristin Zemis, yes;
 Greg Ress, yes;

RESOLUTION (640-2023) UNFIT PERSONAL PROPERTY – VEHICLE SELL/TRADE – JUVENILE/PROBATE COURT

It was moved by Commissioner Ress, seconded by Commissioner Zemis to sell/trade two Juvenile Probation vehicles (2013 Ford & 2014 Ford), as they are no longer fit for public use and it is desired to use the vehicles for trade-in value on the purchase of a new vehicle per ORC 307.12(G), as recommended by Kristine Beard, Asst. Prosecutor.

VOTE: Chris Abbuhl, yes;
 Kristin Zemis, yes;
 Greg Ress, yes;

DISCUSSION: *David Haverfield, JFS Director, requested the hiring of two new employees for the Green Bank.*

RESOLUTION (641-2023) APPROVE HIRE – JFS – BEAL

It was moved by Commissioner Zemis, seconded by Commissioner Ress to accept the approval of the new hire as follows:

WHEREAS, Sabrina Beal has been determined by Tuscarawas County Job and Family Services, to meet the minimum qualifications established for the classification of Income Maintenance Worker 3 in the Green Bank.

Therefore, be it resolved that Sabrina Beal shall begin her employment as full time Income Maintenance Worker 3 in the Green Bank effective August 7, 2023 at a rate of \$17.76 per hour.



389 16th Street SW
New Philadelphia, Ohio 44663
Phone: 330-339-7791 or 800-431-2347
Fax: 330-339-6388 TTY/TTD: 1-800-750-0750
www.tcjfs.org

July 28, 2023

On behalf of Tuscarawas County Job and Family Services, I respectfully request a resolution by the Tuscarawas County Board of Commissioners to approve the hiring of: Sabrina Beal as an Income Maintenance Worker 3 in the Green Bank.

Sabrina Beal would fill a vacancy that had been empty for quite awhile.

Sabrina would begin her new position effective August 7, 2023.

A copy of the Payroll Information (BO 13) is attached.

I have conducted an independent assessment to determine that this applicant meets the minimum qualifications for the position.

Signature of David W. Haverfield, Director

Approved by Resolution:

Signatures of Chris Abbuhl, Kristin Zemis, and Greg Ress

7/31/2023
Date
7/31/23
Date

TCJFS helps people achieve safety, security, and self-sufficiency.

VOTE: Chris Abbuhl, yes;
Kristin Zemis, yes;
Greg Ress, yes;

RESOLUTION (642-2023) APPROVE HIRE – JFS – THURSTON

It was moved by Commissioner Zemis, seconded by Commissioner Ress to accept the approval of the new hire as follows:

WHEREAS, Kia Thurston has been determined by Tuscarawas County Job and Family Services, to meet the minimum qualifications established for the classification of Income Maintenance Worker 3 in the Green Bank.

Therefore, be it resolved that Kia Thurston shall begin her employment as full time Income Maintenance Worker 3 in the Green Bank effective August 7, 2023 at a rate of \$17.76 per hour.



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New Philadelphia, Ohio 44663
Phone: 330-339-7791 or 800-431-2347
Fax: 330-339-6388 TTY/TTD: 1-800-750-0750
www.tcjfs.org

July 28, 2023

On behalf of Tuscarawas County Job and Family Services, I respectfully request a resolution by the Tuscarawas County Board of Commissioners to approve the hiring of: Kia Thurston as an Income Maintenance Worker 3 in the Green Bank.

Kia Thurston would replace Melissa Kelley, who took another position in the agency effective 5/15/2023.

Kia would begin her new position effective August 7, 2023.

A copy of the Payroll Information (BO 13) is attached.

I have conducted an independent assessment to determine that this applicant meets the minimum qualifications for the position.

Signature of David W. Haverfield, Director

Approved by Resolution:

Signatures of Chris Abbuhl, Kristin Zemis, and Greg Ress

7/31/2023
Date
7/31/23
Date
7/31/23
Date

TCJFS helps people achieve safety, security, and self-sufficiency.

VOTE: Chris Abbuhl, yes;
Kristin Zemis, yes;
Greg Ress, yes;

DISCUSSION: *Kris Lowdermilk, HR Manager, requested the hiring of Haley Wells.*

RESOLUTION (643-2023) APPROVE HIRE – CUSTODIAL WORKER II - WELLS

It was moved by Commissioner Ress, seconded by Commissioner Zemis to approve the following:

WHEREAS, Haley Wells has been determined by the Board of Commissioners, to meet the minimum qualifications established for the classification of Custodial Worker II.

WHEREAS, the classification of Custodial Worker II is considered to be in the classified service, pursuant to Ohio Revised Code.

THEREFORE, be it resolved that Haley Wells shall begin her employment as a fulltime Custodial Worker II effective August 1, 2023, in the classified service at a rate of \$14.58 per hour.

VOTE: Chris Abbuhl, yes;
Kristin Zemis, yes;
Greg Ress, yes;

RESOLUTION (644-2023) – APPROVE PUBLIC AGENCY AGREEMENT - BOLIVAR DG, LLC - SANITARY SEWER IMPROVEMENTS

It was moved by Commissioner Ress, and seconded by Commissioner Zemis to approve and execute a Public Agency Agreement with Bolivar DG, LLC for construction of sanitary sewer system improvements to provide service to a new Dollar General store in Lawrence Township, Tuscarawas County, Ohio (Project ID #XR-22-02) upon the recommendation of the Tuscarawas County Sanitary Engineer, Michael Jones, and authorizing the Tuscarawas County Commissioners to execute said agreement.

NOW THEREFORE, BE IT RESOLVED by the Board:

Section 1: The Board hereby approves the above referenced Agreement for construction of sanitary sewer facilities and authorizes the execution of said Agreement.

Section 2: It is found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were passed in an open meeting of this Board and that all deliberations of this Board that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

This Resolution and any referenced attachments have been reviewed and found in proper order by Steven A. Anderson, Special Counsel.

PRIVATE AGREEMENT

FOR CONSTRUCTION OF A SANITARY SEWERAGE SYSTEM IN ACCORDANCE WITH SECTION 307.73 OF THE OHIO REVISED CODE OF OHIO.

This Agreement shall include the attached Tuscarawas County Sanitary Engineer's Terms and Conditions, which is incorporated herein by reference and made a part hereof.

A. The project will be known as:

Sewer Sub-District: 030 - Wilkshire Hills
Addition: Dollar General - SR 212 Sanitary Sewer Extension
Township: Lawrence

B. Upon completion of the project as noted above, a resolution of acceptance shall be sent to the Applicant. The improvement shall then become the property of, and title shall immediately vest in the Board of Commissioners of Tuscarawas County, Ohio.

C. The provision of this Agreement shall be in full force and effect from and after signatures have been affixed in the spaces below, and the Agreement has been approved by Resolution by the Board of Commissioners.

Signed this 6th day of July, 2023.

Name of Developer: Bolivar DG, LLC
Developer's Address: 361 Summit Blvd, Suite 110 Birmingham, AL 35243

Printed Name (Authorized Signer): Danielle E. Yance
Signature: [Handwritten Signature]

Office of Sanitary Engineer
Michael Jones, P.E. [Handwritten Signature]

TUSCARAWAS COUNTY COMMISSIONERS
[Handwritten Signatures]

Approved as to form: [Handwritten Signature]
Special Counsel

TERMS AND CONDITIONS

TUSCARAWAS COUNTY, OHIO

SANITARY ENGINEERING DEPARTMENT
TUSCARAWAS COUNTY METROPOLITAN SEWER DISTRICT
9944 WILKSHIRE BOULEVARD NE
BOLIVAR, OH 44612
(330) 874-3262

DIRECTOR / SANITARY ENGINEER
Michael Jones, P.E.

December 22, 2022

RE: Dollar General - State Route 212 Sanitary Sewer Extension

Pursuant to your request, we have investigated your application to construct, at your own cost and expense, Dollar General Store, SR 212, Bolivar, OH 44612.

We recommend that permission for the proposed work be granted, subject to the following terms and conditions:

- 1. A sanitary sewer collection and treatment system of approved type, including the necessary appurtenances, be constructed to serve the area as noted above.
2. The project engineering design, review and construction will be under the supervision of the Tuscarawas County Sanitary Engineer. The developer will submit plans and specifications for approval of the improvement to the Tuscarawas County Sanitary Engineer.
3. Bids will be obtained by the applicant. The contractor must be approved by the Tuscarawas County Sanitary Engineer.
4. A copy of this contract, will be filed with the Tuscarawas County Sanitary Engineer prior to the start of construction.

5. Prior to final approval and acceptance of construction, the contractor or developer will provide a bond, escrow account or check in the amount of 25% of the construction price. This will run for a warranty period of two (2) years from the date of acceptance of construction. Original drawings, AutoCAD files, and PDF files of the improvements will be provided by the developer and will become property of the Tuscarawas County Sanitary Engineer's Department.
6. Prior to beginning work, all contractors and sub-contractors shall show proof that they have in force a minimum of \$2,000,000 certificate of insurance. Said insurance shall name the Board of Tuscarawas County Commissioners in addition to the contractors and indemnify and hold the County harmless from any and all injuries or damages or claims of injuries or damages which it may suffer or be subjected to by reason of the authority and permission herein granted, during the construction of said improvement, and within two (2) years from the date of written acceptance of said improvement by said Tuscarawas County Sanitary Engineer.
7. Upon receipt of: 1) signed Terms and Conditions; 2) copy of the construction contract and; 3) other pertinent fees, where applicable, the Tuscarawas County Sanitary Engineer will provide engineering review and inspection of the project.
8. The private agreement is subject to the terms of Section 307.73 of the Ohio Revised Code and nothing herein shall be construed as imposing any additional duties upon the Office of the Sanitary Engineer or the Tuscarawas County Commissioners than are imposed by law.
9. Upon completion of the work, the improvement will become the property of the Board of County Commissioners of Tuscarawas County, Ohio, without cost, and will become a part of the Sanitary Sewer System of Tuscarawas County.
10. No permits for connection to this improvement will be issued by the Sanitary Engineer's office until a final field inspection has taken place, bond referenced in Item 5 has been received, Affidavit that there are not liens or encumbrances outstanding has been received from the Contractor and the project has been accepted as part of the County System.
11. Contractors shall be paid the contract price in full on completion and acceptance of the work. The Sanitary Engineer considers the work complete upon acceptance of the project and an

Affidavit as hereinbefore mentioned, and the forwarding by the Sanitary Engineer to Contractor and Developer a written acceptance of the improvement as part of the Tuscarawas County Sanitary Sewerage System.

12. Any extras on such work shall be agreed to in writing by the Developer and the Contractor and a copy of such agreement shall be deposited with the Sanitary Engineer.
13. The Developer shall pay to the Tuscarawas County Sanitary Engineer all fees and other directly related expenses involved in the Engineering review, construction staking, inspection, and preparation of "As-Built" plans for said improvement. These fees shall be based upon the actual man-hours involved with said improvement. Monthly statements will be mailed to the developer.
14. The Tuscarawas County Sanitary Engineer shall not permit connection to the sanitary sewer until such time as all information required in Items 4, 5, 6, 7, 9 and 12 have been received.
15. Sanitary Sewer Acceptance Testing – The "Acceptance Testing" shall be the responsibility of the developer and shall occur sixteen (16) to twenty (20) months following construction of the sanitary sewer and within the two (2) year maintenance bond period. This shall include cleaning and televising the entire sanitary sewer system by a third party as approved by the Tuscarawas County Sanitary Engineer. Any defect or problems that would inhibit the functionality of the sewer shall be resolved at the expense of the developer.

Please indicate your acceptance of the above terms and conditions by signing three (3) copies and returning them to this office. You will be supplied a copy from our office upon final completion.

Sincerely,



Michael Jones, P.E.
Director/Sanitary Engineer

ACCEPTANCE

We hereby accept the terms and conditions hereinbefore enumerated for the proposed project.

Date: 7/6/2023

Name of Developer: Bolivar DG, LLC

Developer's Address: 361 Summit Blvd, Suite 110 Birmingham, AL 35243

Printed Name (Authorized Signer): Danielle E. Yance

Signature: 

VOTE: Chris Abbuhl, yes;
 Kristin Zemis, yes;
 Greg Ress, yes;

RESOLUTION (645-2023) – APPROVE PUBLIC AGENCY AGREEMENT - COUNTRYSIDE BARNHILL, LLC - SANITARY SEWER IMPROVEMENTS

It was moved by Commissioner Ress, and seconded by Commissioner Zemis to approve and execute a Public Agency Agreement with Countryside Barnhill, LLC for construction of sanitary sewer system improvements to provide service to Brickyard Estates – Phase I in the Village of Midvale, Tuscarawas County, Ohio (“Project ID #SUB-MB-22-01”) upon the recommendation of the Tuscarawas County Sanitary Engineer, Michael Jones, and authorizing the Board of Commissioners, Tuscarawas County, Ohio (“Board”) to execute said agreement.

NOW THEREFORE, BE IT RESOLVED by the Board:

Section 1: The Board hereby approves the above referenced Agreement for construction of sanitary sewer facilities and authorizes the execution of said Agreement.

Section 2: It is found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were passed in an open meeting of this Board and that all deliberations of this Board that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

This Resolution and any referenced attachments have been reviewed and found in proper order by Steven A. Anderson, Special Counsel.

PRIVATE AGREEMENT

FOR CONSTRUCTION OF SEWER SYSTEM IMPROVEMENTS IN ACCORDANCE WITH SECTION 307.73 OF THE OHIO REVISED CODE OF OHIO.

This Agreement shall include the attached Tuscarawas County Sanitary Engineer's Terms and Conditions, which is incorporated herein by reference and made a part hereof.

A. The project will be known as:

Project ID #: SUB-MB-22-01
Project Name: Brickyard Estates - Phase I
Location: Village of Midvale, Ohio

B. Upon completion of the project as noted above, a resolution of acceptance shall be sent to the Applicant. The improvement shall then become the property of, and title shall immediately vest in the Board of Commissioners of Tuscarawas County, Ohio.

C. The provision of this Agreement shall be in full force and effect from and after signatures have been affixed in the spaces below, and the Agreement has been approved by Resolution by the Board of Commissioners.

Signed this 21st day of July, 2023.

Signature of Applicant: Nathaniel Williams, Countryside Barnhill, LLC

Office of Sanitary Engineer: Michael Jones, P.E.

TUSCARAWAS COUNTY COMMISSIONERS: Chris Althoff, Kusti Zemis, Jay Ross

Approved as to form: Attorney for County

TERMS AND CONDITIONS

TUSCARAWAS COUNTY, OHIO

SANITARY ENGINEERING DEPARTMENT
TUSCARAWAS COUNTY METROPOLITAN SEWER DISTRICT
9944 WILKSHIRE BOULEVARD NE
BOLIVAR, OH 44612
(330) 874-3262

DIRECTOR / SANITARY ENGINEER
Michael Jones, P.E.

July 20, 2023

Nathaniel Williams
Countryside Barnhill, LLC
332 2nd St NE
New Philadelphia, OH 44663

RE: Brickyard Estates - Phase I

Dear Mr. Williams:

Pursuant to your request, we have investigated your application to construct, at your own cost and expense, the sewer extensions associated with and serving Brickyard Estates - Phase I in the Village of Midvale, Ohio.

We recommend that permission for the proposed work be granted, subject to the following terms and conditions:

- 1. A sanitary sewer collection system of approved type, including the necessary appurtenances, be constructed to serve the area as noted above.

2. The project engineering design, review and construction will be under the supervision of the Tuscarawas County Sanitary Engineer. The developer will submit plans and specifications for approval of the improvement to the Tuscarawas County Sanitary Engineer.
3. Bids will be obtained by the applicant. The contractor must be approved by the Tuscarawas County Sanitary Engineer.
4. A copy of this Agreement shall be filed with the Tuscarawas County Sanitary Engineer prior to the start of construction.
5. Prior to final approval and acceptance of construction, the contractor or developer will provide a bond, escrow account or check in the amount of 25% of the construction price. This will continue for a warranty period of two (2) years from the date of acceptance of construction. Original drawings, AutoCAD files, and PDF files of the improvements will be provided by the developer and will become property of the Tuscarawas County Sanitary Engineer's Department.
6. Prior to beginning work, all contractors and sub-contractors shall show proof that they have in force a minimum of \$2,000,000 certificate of insurance. Said insurance shall name the Board of Tuscarawas County Commissioners as a co-insured in addition to the contractors and indemnify and hold the County harmless from any and all injuries or damages or claims of injuries or damages which it may suffer or be subjected to by reason of the authority and permission herein granted, during the construction of said improvement, and within two (2) years from the date of written acceptance of said improvement by said Tuscarawas County Sanitary Engineer.
7. Upon receipt of: 1) signed Terms and Conditions; 2) copy of the construction contract and; 3) other pertinent fees, where applicable, the Tuscarawas County Sanitary Engineer will provide engineering review and inspection of the project.
8. This Agreement is subject to the terms of Section 307.73 of the Ohio Revised Code except that the developer shall not be entitled to receive a prorated share of the tap fee cost for such improvement. All tap fees shall be the sole property of the Board of County Commissioners. Nothing herein shall be construed as imposing any additional duties upon the Office of the Sanitary Engineer or the Tuscarawas County Commissioners than are imposed by law.
9. Upon completion of the work, the improvement will become the property of the Board of County Commissioners of Tuscarawas County, Ohio, without cost, and will become a part of the Tuscarawas County Metropolitan Sewer District Sewer System.
10. No permits for connection to this improvement will be issued by the Sanitary Engineer's office until a final field inspection has taken place, bond referenced in Item 5 has been received, Affidavit that there are no liens or encumbrances outstanding has been received from the Contractor and the project has been accepted as part of the County System.
11. Contractors shall be paid the contract price in full on completion and acceptance of the work. The Sanitary Engineer considers the work complete upon acceptance of the project and an Affidavit as hereinbefore mentioned, and the forwarding by the Sanitary Engineer to Contractor and Developer a written acceptance of the improvement as part of the Tuscarawas County Metropolitan Sewer District Water and Sewer System.
12. Any extras on such work shall be agreed to in writing by the Developer and the Contractor and a copy of such Agreement shall be deposited with the Sanitary Engineer.
13. The Developer shall pay to the Tuscarawas County Sanitary Engineer all fees and other directly related expenses involved in the inspection of said improvement. These fees shall be based upon the actual man-hours involved with said improvement. Monthly statements will be mailed to the developer.
14. The Tuscarawas County Sanitary Engineer shall limit the number of taps permitted to 25% of the total number allowed in this improvement until such time as all information required in Items 4, 5, 6, 7, 9 and 12 have been received by the Tuscarawas County Sanitary Engineer.
15. Sanitary Sewer Acceptance Testing – The "Acceptance Testing" shall be the responsibility of the developer and shall occur sixteen (16) to twenty (20) months following construction of the sanitary sewer and within the two (2) year maintenance bond period. This shall include cleaning and televising the entire sanitary sewer system by a third party as approved by the Tuscarawas County Sanitary Engineer. Any defect or problems that would inhibit the functionality of the sewer shall be resolved at the expense of the developer.


Please indicate your acceptance of the above terms and conditions by signing three (3) copies and returning them to this office. You will be supplied a copy from our office upon final completion.

Sincerely,

Michael Jones, P.E.
Director/Sanitary Engineer

ACCEPTANCE

We hereby accept the terms and conditions hereinbefore enumerated for the proposed project.

Date: 7/21/2023
By: 
Nathaniel Williams
Countryside Barnhill, LLC

VOTE: Chris Abbuhl, yes;
Kristin Zemis, yes;
Greg Ress, yes;

RESOLUTION (646-2023) APPROVING WAIVING NOTICE REQUIREMENTS RELATED TO AN INCENTIVE DISTRICT IN THE CITY OF DOVER; WAIVING COMPENSATION; AND AUTHORIZING RELATED ACTIONS

The Board of County Commissioners of the County of Tuscarawas, Ohio met in regular session on July 31, 2023 at 2:00 P.M. at the Tuscarawas County Office Building, 125 E. High Ave., New Philadelphia, Ohio, 44663, with the following members present:

- Mr. Chris Abbuhl
- Mr. Greg Ress
- Ms. Kristin Zemis

Commissioner Zemis, introduced the following resolution and moved its passage:

WHEREAS, the County of Tuscarawas, Ohio (the "County") has encouraged the development of single-family homes within its boundaries, which development would result an increased housing inventory in the County; and

WHEREAS, to encourage the development of single family homes, the City Council of the City of Dover (the "City") intends to approve an ordinance (the "TIF Ordinance") to create the Dover Incentive District - 1 (the "Incentive District") pursuant to Section 5709.40(C) of the Ohio Revised Code, which would exempt from taxation seventy-five percent (75%) of the increase in the assessed value of each parcel within the Incentive District for up to fifteen (15) years (the "TIF Exemption"); and

WHEREAS, the City has delivered notice of the proposed TIF Ordinance and requested that the Board of County Commissioners (the "Board") (i) waive all applicable notice and waiting requirements

relevant to the TIF Ordinance, including, without limitation, the notice requirements of Section 5709.40(E) of the Ohio Revised Code and (ii) waive compensation pursuant to Section 5709.40(E) of the Ohio Revised Code; and

WHEREAS, in order to support the development of single-family homes within the County, this Board desires to waive the aforementioned notice requirements and compensation relevant to the TIF Ordinance.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF TUSCARAWAS, STATE OF OHIO, THAT:

Section 1. This Board has received notice and a copy of the TIF Ordinance from the City and hereby finds and determines that it has received the notice in accordance with Section 5709.40(E) of the Ohio Revised Code.

Section 2. This Board hereby (i) waives any deficiencies or defects in the notice to the Board, including but not limited to the forty-five (45) business day notice required pursuant to Section 5709.40(E) of the Ohio Revised Code and (ii) does not object to the terms of the TIF Exemption contained in the TIF Ordinance and waives compensation pursuant to Section 5709.40(E) of the Ohio Revised Code.

Section 3. It is hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and any decision-making bodies of the County that resulted in such formal actions were in meetings open to the public and in compliance with all legal requirements.

Section 4. This Resolution shall be effective from and after the earliest period provided by law.

[Signature Page Immediately Follows]

Mr. Ress seconded the motion and, after discussion, a roll call vote was taken and the results were:

Ayes: Chris Abbuhl, Kristin Zemis, Greg Ress

Nays: _____

Passed: July 31, 2023

BOARD OF COUNTY COMMISSIONERS
COUNTY OF TUSCARAWAS, OHIO

Attest: Rhonda Jordan
Rhonda Jordan, Clerk

Chris Abbuhl
Chris Abbuhl, County Commissioner

Greg Ress
Greg Ress, County Commissioner

Kristin Zemis
Kristin Zemis, County Commissioner

Approved as to form:

Kristin W. Boyd
County Prosecutor

VOTE: Chris Abbuhl, yes;
Kristin Zemis, yes;
Greg Ress, yes;

RESOLUTION (647-2023)

PAY BILLS

It was moved by Commissioner Ress, seconded by Commissioner Zemis, to approve payment for the following bills:

911

APCO International Inc	Supplies	\$215.82	
Frontier	Service	\$46.30	
Frontier	Service	\$251.18	
Frontier	Service	\$226.32	
			\$739.62

American Rescue Plan Act

John Patrick Picard Architect Inc	Services/Red Barn	\$9,683.00	
John Patrick Picard Architect Inc	Services/Brandywine	\$10,511.00	
Kofile Technologies Inc	Book Preservation/Recorder	\$87,352.10	
			\$107,546.10

Auditor

Harris Computer Systems	Support Services	\$3,044.50	
			\$3,044.50

Child Support

Action NOW Pest Control	Services	\$45.00	
CBTS	Services	\$645.76	
First-Citizens Bank & Trust Co	Copier Lease	\$359.88	
Go Shred Secure Doc Destruction	Services	\$50.53	
Supreme Court of OH Office of Attnry	Dues for Biennium '23-'25	\$1,600.00	
Tusc Co Clerk of Courts	IV-D Contract	\$330.59	
Tusc Co JFS	Services	\$60.00	
Tusc Co Treasurer	2023 IV-D Contract	\$2,212.87	
Tusc Co Treasurer	2023 IV-D Contract	\$15,102.92	
			\$20,407.55

Clerk of Courts

AT & T	Service	\$88.29	
Frontier	Service	\$54.47	
MNJ Technologies	Equipment	\$5,732.00	
Perry Pro Tech	Supplies	\$875.29	
Visual Edge IT	Service	\$796.54	
			\$7,546.59

Commissioners

AEP	Electric Utility	\$200.75	
AEP	Electric Utility	\$2,545.37	
AEP	Electric Utility	\$57.42	
Frontier	Service	\$569.69	
Frontier	Service	\$224.88	
Frontier	Service	\$1,259.69	
Frontier	Service	\$224.88	
Frontier	Service	\$61.47	
G & L Supply	Supplies	\$1,428.58	
Go Shred	Services	\$389.00	
Hicks Roofing Inc	Repair	\$193.00	
Lehigh-Endsley Insurance	Bond	\$20.00	
Levco Striping Services	Parking Lot Striping	\$450.00	
ManCan	Services	\$799.36	
Sherwin Williams	Supplies	\$74.49	
VEIT	Supplies	\$1,039.80	
Wadsworth Service	Exhaust Fan Proj/Jail	\$8,613.00	
			\$18,151.38

Common Pleas

OH Association of Magistrates	Registration	\$450.00	
Staples Credit Plan	Supplies	\$94.25	
			\$544.25

Community & Economic Development

Barbicas Construction	CD Alloc/Parral Street Imprv	\$120,931.04	
Brooke Yates	Travel Reimbursement	\$10.80	
Gor-Con Costruction	CD Alloc/Denn Sidwlk Proj	\$129,224.58	
Mount Corrick Construction	CHIP Home/Proj #106	\$28,425.00	
			\$278,591.42

Coroner

Axis Forensic Toxicology	Services	\$2,868.00	
Cuyahoga Co Medical Examiner	Services	\$2,000.00	
Smith Ambulance Service Inc	Services	\$1,307.00	
			\$6,175.00

Dog & Kennel

Humble Creatures	Medical Care	\$385.00	
Humble Creatures	Services	\$792.15	
Oak Pointe Vet Care	Supplies	\$380.16	
			\$1,557.31

Dress Down

Jake McCleary	7-14-23/Dress Down Day	\$123.00	
			\$123.00

EMA

US Bank Equipment Finance	EMA Copier Share	\$98.59	
			\$98.59

Engineer

Asphalt Materials Inc	Mat'l per bid	\$14,330.65	
Clark Company/Clark Clay	Mat'l per bid	\$3,480.39	
Dominion Energy Ohio	Gas Utility	\$126.56	
Dynamic Hydraulic Services	Repairs/Parts	\$5,600.00	
John Deere	Repairs/Parts	\$140.98	
Kyle Weygandt	Training	\$500.00	
Sidwell Materials	Mat'l per bid	\$7,984.88	
Steve Brooks	Travel Reimbursement	\$20.40	
Tailored Trim	Repairs	\$100.00	
Ziegler Bolt & Nut House	Bridge & Culvert Supplies	\$53.25	
			\$32,337.11

Human Resources

Harris Local Government	Maint License Fee	\$46.39	
Harris Local Government	Maint License Fee	\$161.38	
VEIT	Copier Lease	\$112.19	
			\$319.96

Information Technology

Staples	Supplies	\$567.12	
Staples	Supplies	\$18.92	
Staples	Supplies	\$17.09	
			\$603.13

JFS

Action NOW Services Inc	FP Reimb/Action NOW Inc	\$1,040.81	
Advantage Family Outreach-Et/Al	Boarding Home Payroll	\$108,963.30	
Advantage Family Outreach-Et/Al	Boarding Home Payroll	\$381,924.66	
Agnes Walker - Et/Al	Net Mileage	\$10,157.20	
Amazon Capital Services	KLIP	\$529.00	
Amazon Capital Services	Individual Living	\$269.01	
Ashley & Robert Bunton Jr	FP Transportation	\$247.20	

Blended Family Health Care Service	Boarding Home	\$630.00	
Clear Communications	Services	\$172.50	
Dale & Amanda Poletti	FP Transportation	\$692.40	
Eastway	Boarding Home - May 2023	\$28,706.00	
Forensic Fluids Laboratories	Testing	\$5,430.00	
Haley Woodward	FP Transportation	\$129.60	
Huntington National Bank	Contract Services	\$267.65	
Huntington National Bank	Transportation Monthly Fee	\$395.00	
Interpreters XP LLP	Services	\$817.60	
Interpreters XP LLP	Services	\$1,488.00	
Interpreters XP LLP	Services	\$297.60	
Joshua & Elizabeth Renner	FP Transportation	\$36.00	
Kalib & Emalee Winters	FP Transportation	\$51.00	
Karen S Dummermuth LLC	Non-Recurring	\$2,000.00	
Lancaster Pediatric Dentistry	Services	\$450.00	
Luke & Megan Kneuss	FP Training	\$75.00	
Lynette Warner	FP Transportation	\$21.72	
Melymbrosia Associates Inc	FACES	\$850.00	
	Workforce Grant/6 Hard		
MNJ Technologies	Drvs	\$615.00	
Mohican Young Star Academy	Boarding Home	\$10,800.00	
Monique Bailey	FP Reimb	\$18.19	
Occupational Medicine Center	Services	\$75.00	
Occupational Medicine Center	Services	\$150.00	
Ohio CSPC	Recoup Account	\$55.73	
Ohio CSPC	Recoup Account	\$91.77	
Ohio Guidestone	Assessment for Adopt Asst	\$450.00	
Paul & Desiree Runyon	FP Transportation	\$90.00	
Quality Moments	Services	\$2,911.28	
Robert & Emma Troyer	FP Water Sample	\$100.00	
Ronald & Denise Tedrick	FP Reimbursement	\$129.72	
Sean & Alisha Ketchum	FP Training	\$90.00	
Securities One Inc	Camera Install	\$4,046.50	
Society for Equal Access	Feb 2023 Trans Srv	\$10,096.06	
Society for Equal Access	Transportation	\$44,914.00	
Society for Equal Access	Transportation	\$44,912.89	
Timothy & Jacquelyn McDonnell	FP Transportation	\$54.00	
Treasurer State of Ohio	Fingerprints	\$330.75	
Triad Deaf Services Inc	Services	\$190.00	
Tusc Co Commissioners	Cash Advance Repayment	\$26,792.18	
Tuscarawas Co Board of DD	Shared Funding Agreement	\$14,678.76	
			\$707,233.08
Juvenile/Probate			
Franklin County Probate Court	Services	\$462.00	
MNJ Technologies	Equipment	\$336.00	
OH Association of Magistrates	Registration Fee	\$450.00	
Staples	Supplies	\$249.98	
Staples	Supplies	\$45.96	
Staples	Supplies	\$41.58	
Staples	Supplies	\$70.05	
TRIAD Deaf Services Inc	Services	\$135.00	
			\$1,790.57
Park			
CLP Services	Services	\$110.00	
Helbling Supply Inc	Supplies	\$92.00	
Holmes Rental Station Inc	Supplies	\$12.69	
Menard's NP	Supplies	\$35.56	

Menard's NP	Supplies	\$31.96	
Ohio & Erie Canalway Coalition	2023 Technical Assistance	\$12,500.00	
Piedmont Gas Co	Gas Utility	\$6.82	
Staples	Supplies	\$207.45	
Stark County Park District	Inspection Fee	\$212.50	
United Rentals (North America) Inc	Services	\$90.00	
			\$13,298.98
Sheriff			
AEP	Electric Utility	\$28.67	
AEP	Electric Utility	\$15,566.99	
Arney Automotive LLC	Repairs	\$1,886.60	
Atwood Glass, Inc	Services	\$2,890.00	
Elite Tire Dover, Inc	Repairs	\$782.00	
Elite Tire Dover Inc	Repairs	\$109.65	
Frontier	Service	\$2,812.48	
Frontline Public Safety Solutions	Software Annual Renewal	\$2,026.50	
Frontline Public Safety Solutions	Software Annual Renewal	\$3,570.00	
Kiesler Police Supply	Supplies	\$686.54	
Kiesler Police Supply	Supplies	\$1,161.15	
Rosenberry Towing Service	Services	\$240.00	
United Site Services	Services	\$271.62	
First Communications	Service	\$56.04	
First Stop Signs & Apparel	Supplies	\$185.00	
ID Networks	Maint Fee	\$3,995.00	
Shoup's Cleaning	Services	\$403.20	
Staples	Supplies	\$250.47	
Steel Valley Portable X-Ray Service	Services	\$50.00	
Union Hospital	Services	\$208.31	
VEIT	Copier Contract	\$1,440.42	
VEIT	Copier Contract	\$72.16	
Verizon Wireless	Service	\$1,386.00	
Verizon Wireless	Service	\$240.78	
Woodland Materials	Materials	\$726.00	
			\$41,045.58
Southern District			
American Electric Power	Service	\$679.73	
Best Copier	Service	\$97.21	
Charter Communications	Service	\$588.91	
Navitas Credit Corp	Service	\$412.20	
Pioneer 360	Service	\$2,868.75	
Twin City Water	Service	\$72.00	
			\$4,718.80
Treasurer			
	Service Call/Money		
F & E Payment Pros	Counter	\$510.00	
Harris Computer Systems	Software Support	\$667.47	
			\$1,177.47
Veterans			
Pearl Coffee Company	Supplies	\$60.60	
			\$60.60
Water & Sewer			
ADR & Associates LTD	Engineering Fees	\$4,100.00	
AEP	Electric Utility	\$1,446.04	
AEP	Electric Utility	\$87.57	
Charter Communications	Service	\$99.99	
Great Lakes Water & Waste Systems	Equipment	\$575.00	
Great Lakes Water & Waste Systems	Equipment	\$249.00	

Hawkins Water Treatment Group	Supplies	\$50.00	
Hawkins Water Treatment Group	Supplies	\$40.00	
JA's Auto Service	Repairs	\$108.42	
Northeast Ohio Natural Gas Corp	Gas Utility	\$122.27	
Smart Bill	Services	\$2,488.16	
Tusc Co Commissioners	Contract Employee Fee	\$11,266.27	
Tusc Co Commissioners	Contract Employee Fee	\$11,261.26	
	Bldg/Garage Principal		
Tusc Co Commissioners	Pymnt	\$3,076.25	
	Well Prot Plan/Krizman		
Tusc Co Commissioners	Prop	\$1,303.69	
	Well Prot Plan/Krizman		
Tusc Co Commissioners	Prop	\$97.98	
Tusc Co Treasurer	Engineering Fees	\$4,100.00	
VEIT	Copier Contract	\$182.39	
Verizon Wireless	Service	\$424.32	
Ziegler Bolt & Nut House	Materials	\$91.50	
			\$41,170.11
	GRAND		
	TOTAL		\$1,288,280.70

VOTE: Chris Abbuhl, yes;
 Kristin Zemis, yes;
 Greg Ress, yes;

OTHER BUSINESS: Will Drabold, Sam Tuten and Jay Hottinger from Sunday Creek Horizons, which is a strategic communications, issue advocacy and community development consulting firm, were in attendance to follow up with the Commissioners to answer any questions/concerns on their proposal to provide County-Wide Project Support, General Community & Economic Development, Grant Funding Identification & Project Management, Legislative Advocacy and Proposals & Budget services to the County. **NO ACTION WAS TAKEN.**

RESOLUTION (648-2023) STATEMENT – ZOAR OUTPOST PURCHASE – ENGINEER

It was moved by Commissioner Ress, seconded by Commissioner Zemis to approve the Closing Statement for the Zoar Outpost Purchase as recommend by Joe Bachman, County Engineer and Carice Jameson, Ohio Department of Transportation.

RE 74-04
 Rev. 3/2008

**STATE OF OHIO
 DEPARTMENT OF TRANSPORTATION
 CLOSING STATEMENT
 EXCESS LAND/VACATIONS/TRANSFERS**

J. Carice Jameson (330) 308-3926	Korey German (330) 308-6929	County: Tuscarawas
ODOT Closing Agent(s) and Telephone Number(s)		Route: N/A
District 11 2201 Reiser Ave. SE, New Philadelphia, OH 44663		Section: N/A
ODOT Address		Parcel(s): 1-EL
1763 Dover-Zoar Road, Bolivar, OH 44612		PID: 111445
Location of State Owned Property		State Job No.: N/A
		Federal Project No.: N/A

Grantee	Tuscarawas County Commissioners	
Owner of Record:	State of Ohio (ODOT)	
Closing Date:	_____	Time: _____
Sale Price:	\$186,500.00	\$186,500.00
Charges:		
Administrative Costs: (Appraisals, Plats, Legals, etc.)		\$0.00
Advertising Costs:		\$0.00
Other Charges: \$0		\$0.00
Credits:		
Deposit:		\$0.00
Other Credits: \$0		\$0.00
Balance Due at Closing:		\$186,500.00

RESOLUTION (633-2023) ADJOURN


It was moved by Commissioner Ress, seconded by Commissioner Zemis, to adjourn at 2:19 p.m. to meet in Regular session Monday, the 31st day of July, 2023.

VOTE: Chris Abbuhl, absent;
Kristin Zemis, yes;
Greg Ress, 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.

Absent
Chris Abbuhl


Kristin Zemis


Greg Ress


Attest: Rhonda Jordan, Clerk