

March 22, 2023

Agenda

Lord's Prayer
Pledge of Allegiance

9:15 a.m. Take Tobacco Down – Y2Y Program – Proclamation – Lakyn Craig, Health Educator, County Health Dept
9:30 a.m. Bid Opening – Allocation Projects – Villages of Parral & Dennison – Scott Reynolds, OCED Director
9:45 a.m. Food Pantry Update – Melanie Osborn

Suspend Minutes 3-20-23

Approve Before/After Expenditures

Approve Supplemental Appropriation (2)

Approve Out of County Travel – Coroner
Approve Out of County Travel - OCED

Approve Road Maintenance Agreement – Perry TWP

Approve Addendum – ARPA – ADAMHS Board

Pay Bills

Other Business

Adjourn

THE BOARD OF COMMISSIONERS OF TUSCARAWAS COUNTY MET IN REGULAR SESSION WEDNESDAY, THE 22nd DAY OF MARCH, 2023 WITH THE FOLLOWING MEMBERS PRESENT:

Chris Abbuhl
Kristin Zemis

Commissioner Chris Abbuhl presiding.

NOTE: Commissioner Ress was absent.

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

RESOLUTION (253-2023) SUSPEND THE READING OF THE MINUTES

It was moved by Commissioner Zemis, seconded by Commissioner Abbuhl, to suspend the reading of the minutes of the March 20, 2023 meeting.

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

RESOLUTION (254-2023) BEFORE/AFTER EXPENDITURES

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

VENDOR	OFFICE	AMOUNT
Columbus Time Recorder Co, Inc	Sheriff's Office	\$381.75

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

RESOLUTION (255-2023) SUPPLEMENTAL APPROPRIATIONS

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

DEPARTMENT	FROM	TO	AMOUNT	REASON
Municipal Court	E-0440-A018-A00	E-0180-A002-G16	\$1,000.00	Pay Juror Fees until the end of the year
Common Pleas	E-0440-A018-A00	E-0120-A002-B30	\$1,175.00	Needed to pay 2 court ordered payments

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

RESOLUTION (256-2023) OUT OF COUNTY TRAVEL – CORNONER

It was moved by Commissioner Zemis, seconded by Commissioner Abbuhl, to approve the following travel request as submitted by Cathy Clarke, :

DATE: May 11 – 13, 2023
LOCATION: Columbus
ATTENDEES: Dr. Cameron
USING COUNTY VEHICLE: No
EXPENSE: mileage & meals
REASON: OSCA annual conference

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

RESOLUTION (257-2023) OUT OF COUNTY TRAVEL – OCED

It was moved by Commissioner Zemis, seconded by Commissioner Abbuhl, to approve the following travel request as submitted by Scott Reynolds, OCED Director:

DATE: March 28, 2023
LOCATION: Coshocton, OH
ATTENDEES: Scott Reynolds & Brooke Yates
USING COUNTY VEHICLE: Yes (75 miles round trip)
EXPENSE: Approximately \$60.00
 Registration: \$30 each
REASON: OMEGA's Annual Membership meeting

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

RESOLUTION (258-2023) ROAD MAINTENANCE AGREEMENT – PERRY TWP – EAP OHIO, LLC

It was moved by Commissioner Zemis, seconded by Commissioner Abbuhl, to approve the road maintenance agreement with EAP Ohio, LLC. to use Tuscarawas County Road No. 14 (Fallen Timber Rd) at the intersection with Harrison County road 24 and proceeding 1.83 miles west to the intersection with Perry TR154 (Turkey Flat Rd) for the purpose of ingress to and egress from the Berger, TC PER for traffic necessary for the purpose of constructing sites and drilling horizontal oil and gas wells, and completion operation the Berger TC PER. Approved to form per Kristine Beard, Assistant Prosecutor.

**MODEL ROADWAY USE AND MAINTENANCE AGREEMENT
FOR HORIZONTAL DRILLING PROJECTS AND INFRASTRUCTURE**

THIS AGREEMENT is entered into at New Philadelphia, Ohio, by and between Tuscarawas County, a political subdivision, whose mailing address is 832 Front Avenue SW, New Philadelphia, Ohio 44663 (hereafter "Authority"), and EAP Ohio, LLC, whose address is 5847 San Felipe, Suite 300 Houston, Texas 77057 (Hereafter "Operator"), and shall be as follows:

RECITALS

WHEREAS, Authority has control of the several county/township roads within Perry Township, In Tuscarawas County, Ohio and is required by law to keep such roads in good repair; and

WHEREAS, Operator is the operator of certain oil and gas leasehold, and intends to develop and operate the [Berger TC PER], including the equipment, facilities, impoundments, and pipelines necessary for the operation of the [Berger TC PER] (hereafter collectively referred to as "oil and gas development site") located in Perry Township, in Tuscarawas County, Ohio; and

WHEREAS, Operator intends to commence use of 1.83 miles of CR14 (Fallen Timber Road) for the purpose of ingress to and egress from the [Berger TC PER], for traffic necessary for the purpose of constructing sites and drilling horizontal oil and gas wells, and completion operations at the [Berger TC PER] (hereinafter referred to collectively as "Drilling Activity"); and

WHEREAS, Authority and Operator desire to enter into an agreement, providing for the repair and maintenance of said roads and bridges thereon as a result of such Drilling Activity; and

WHEREAS, if any county or township roads contemplated herein contain any railroad crossings, Section 4 below shall apply;

NOW THEREFORE, in consideration of the good faith performance by each party of the mutual covenants hereinafter set forth, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Operator agrees to the maintenance and repair of said roads and bridges, to their pre-Drilling Activity condition or as modified pursuant to Appendix A, thereon for any damages thereto, as a result of Drilling Activity related to such sites.

FURTHER, Operator shall also provide for the strengthening and upgrading of the roads and bridges if mutually agreed to be necessary, prior to or during any Drilling Activity. The areas and structures required to be strengthened and/or upgraded shall be determined by an engineer provided by the Operator with the approval of the County Engineer to be provided within thirty (30) days of a written request submitted by the Operator. Operator's engineer shall provide a written report to the County detailing the condition of the roads and appurtenances covered under this Agreement along with any recommendations, if necessary.

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BOTH PARTIES FURTHER AGREE to the following additional terms and conditions:

1. The portion of CR 14 Fallen Timber Road, to be utilized by Operator hereunder, is that exclusive portion beginning at the intersection with Harrison County Road 24 and proceeding 1.83 miles west to the intersection with Perry TR154 (Turkey Flat Road). It is understood and agreed that the Operator shall not utilize any of the remainder of CR14 (Fallen Timber Road) for any of its Drilling Activities hereunder.

3. Those portions of said roads and bridges and their appurtenances to be used by Operator hereunder and mutually agreed to require necessary strengthening and/or upgrading by the Operator's Engineer in conjunction with the County Engineer, shall be strengthened and/or upgraded to a condition sufficient and adequate to sustain the anticipated Drilling Activity by Operator, at Operator's sole expense, and with the advice and approval of the County Engineer as detailed in Appendix A. Thereafter, such roads shall be maintained by Operator for damages caused by Operator's Drilling Activity, at Operator's sole expense, throughout the term of this Agreement, to a level consistent with the condition of such roads at the commencement of its use by the Operator hereunder or as modified pursuant to Appendix A, as determined by the Operator's engineer and the Tuscarawas County Engineer. The maintenance of aforementioned roads includes the use of a commercially recognized dust palliative to control the airborne dust created and/or contributed to by the Operator or the Operator's contractors and or agents.

4. The Operator shall give notice to the railroad at least thirty (30) days prior to any known Drilling Activity utilizing a railroad crossing so that a joint inspection can determine the condition of the crossing. Additionally, the Operator shall coordinate all work needing to be performed at a railroad crossing with the railroad company at least thirty (30) days prior to starting work on a railroad crossing. If the railroad company fails to respond to the Operator's notice of work needing to be performed at a railroad crossing within thirty (30) days of receipt of such notice, then the railroad waives all rights it has under this agreement with respect to the work specified in the notice. Work performed at a railroad crossing may include a separate agreement at the railroad's discretion. The Authority shall not be liable for any incidents arising out of or related to work performed at any railroad crossing pursuant to this Agreement or any separate Agreement between the Operator and the railroad company, or lack of notification by Operator.

5. Either the Operator or the Authority may terminate this Agreement with just cause following at least thirty (30) days written notice to the other of its intent to terminate. As soon as possible after receipt of such notice, the Authority and the Operator shall inspect said roads and bridges and their appurtenances. Following final inspection, the parties shall meet, and all restoration resulting from Operator's Drilling Activity shall be identified and thereafter completed by the Operator, at Operator's sole expense. Following completion of all restoration work, this Agreement shall be terminated and of no further force or effect.

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6. Unless excepted for the reasons provided below, prior to the Drilling Activity on the Route, Operator shall post a bond or other surety in a form satisfactory to the Authority to cover the costs of any damage caused by the Drilling Activity on the Route by Operator. The amount of the bond or surety shall be in an amount no greater than N/A & 00/100 DOLLARS (\$ 0 .00) per mile. However, no such bond or surety shall be required of Operator, if any of the following conditions are satisfied:

- a. A geotechnical analysis of the Route provided by the Operator and mutually accepted by the Authority and Operator exhibits that the Route's condition is sufficient for the expected traffic necessary for the development of the oil and gas development site.
- b. The Operator provides a geotechnical analysis of the Route, mutually accepted by the Authority and Operator, and based on that analysis, an Operator and Authority-approved maintenance plan for the Route or an Operator and Authority-approved preventative repair plan of the Route is attached to the Agreement as an addendum.
- c. The Operator has provided a sufficient bond or surety, mutually accepted by the Authority and Operator, in favor of the Authority for road usage by the Operator within the Authority's oversight.

7. All motor vehicles to be utilized by Operator hereunder, whether owned by Operator or others, shall comply with all legal size, load and weight limits in accordance with State Law, and all non-conforming vehicles shall require the proper local permit.

8. Operator shall furnish the Authority with a written Letter of Authority, setting forth all necessary contact information, including a twenty four (24) hour emergency contact number, for the authorized local representative of the Operator, and such information shall be maintained and kept current at all times concerned hereunder.

9. If Authority determines that any additional traffic signage is needed, or desired, as a result of this Agreement and in the interests of safety, then Operator shall provide for such signage at Operator's sole expense. In the event that any other safety concerns should arise during the course of this Agreement, Operator and Authority agree that they will mutually discuss such concerns and reach a resolution satisfactory to all concerned.

10. Operator shall protect, save, indemnify, and hold the Authority, its officials and employees harmless from any liability, claims, damages, penalties, charges, or costs which may arise or be claimed as a result of any violations of any laws or ordinances, or any loss, damage or expense, including injury or death to any person, from any cause or causes from Drilling Activity whatsoever.

11. Operator assumes all liability for subcontractors and or agents working on Operator's behalf.

12. This Agreement shall be binding upon Operator and Authority, and their respective successors and assigns.

13. In any event that any clause, provision or remedy in this Agreement shall, for any reason, be deemed invalid or unenforceable, the remaining clauses and provisions shall not be affected, impaired or invalidated and shall remain in full force and effect.

14. Agreement shall be governed by the laws of the State of Ohio.

15. This Agreement shall be in effect on March 22, 2023.

Executed in duplicate on the dates set forth below.

<p style="text-align: center;"><u>Authority</u></p> <p>By: <u></u> Commissioner/Trustee</p> <p>By: <u></u> Commissioner/Trustee</p> <p>By: <u>Greg Reas, absent</u> Commissioner/Trustee</p> <p>By: _____ County Engineer</p> <p>Dated: _____</p>	<p style="text-align: center;"><u>Operator</u></p> <p>By: <u></u></p> <p>Printed name: Douglas F. Schafer</p> <p>Company Name: EAP Ohio, LLC</p> <p>Title: Drilling Services Representative</p> <p>Dated: <u>3/10/2023</u></p>
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Approved as to Form:
County Prosecutor

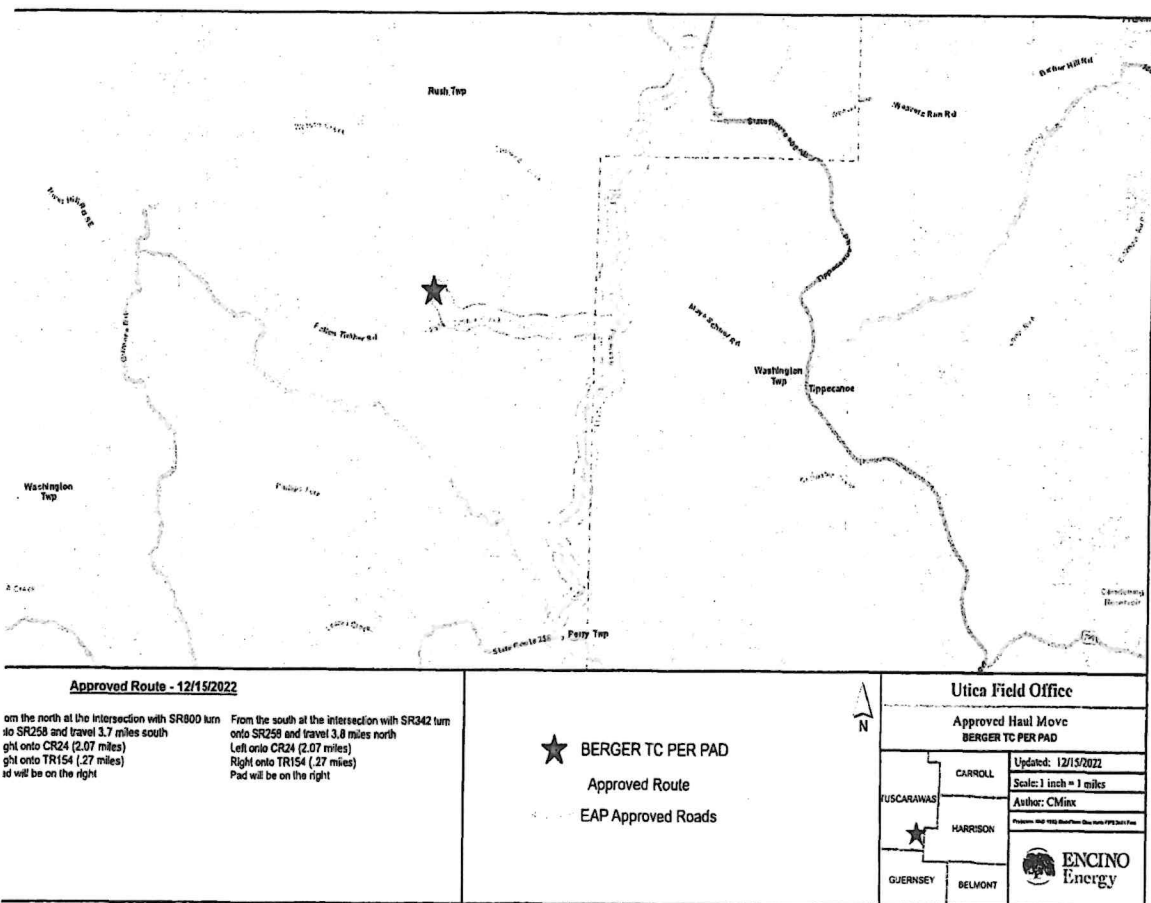
Appendix A

Operator shall be required to:

- 1) Provide for videotaping of the road prior to Drilling Activity.
- 2) Provide an engineering report detailing pavement thickness and composition, base thickness and composition, and subgrade composition, as and if reasonably determinable. Engineering report to also provide an analysis of conditions along with a recommendation for improvement. Should the geotechnical report show that the road is structurally sufficient to handle the anticipated loads, a minimum of 1.5" overlay on the length of the haul route shall be performed. N/A Operator will waive the report and construct a 12" cement stabilized base (6%) with a 3" asphalt overlay.
- 3) Upgrade CR14 in accordance with the attached plans
- 4) Maintain CR14 during Drilling Activities for those damages caused by said Drilling Activities.
- 5) Reimburse the Authority for minor maintenance of the road during the hauling period (or provide for a contractor to perform minor maintenance on 24-hour notice) for damages caused by Drilling Activities.

Authority shall:

- 1) Provide for minor maintenance of the road during the Drilling Activity for damages not caused by said Drilling Activity. For any work that is to be reimbursed by the Operator to the Authority, Authority agrees to give 24-hour prior notice to the Operator (or agrees to notify Operator when maintenance is needed).
- 2) Provide for maintenance of the roadway and bridges for damages not caused by the Drilling Activity at the Authority's cost and expense, including snow/ice control, mowing, etc.



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

RESOLUTION (259-2023) ADDENDUM TO TUSCARAWAS COUNTY AMERICAN RESCUE PLAN ACT GRANT AGREEMENT

It was moved by Commissioner Zemis, seconded by Commissioner to Abbuhl to approve the addendum to the Tuscarawas County American Rescue Plan Act Grant Agreement. The ADAMHS Board of Tuscarawas and Carroll Counties has requested an additional \$50,000 to aid in a portion of costs related to the construction of the Men's Residential Treatment Center.

TUSCARAWAS COUNTY AMERICAN RESCUE PLAN ACT GRANT AGREEMENT - ADDENDUM

This amendment (the "Amendment") is made by TUSCARAWAS COUNTY COMMISSIONERS and ADAMHS BOARD OF TUSCARAWAS AND CARROLL COUNTIES, parties to the agreement #101, dated September 21, 2022 (the "Agreement").

BE IT KNOWN that the undersigned parties agree to make the changes and/or additions outlined below. These additions shall be as valid as if part of the original contract. The Agreement is amended as follows:

The ADAMHS Board of Tuscarawas and Carroll Counties has requested an additional \$50,000 to aid in a portion of costs related to the construction of the Men's Residential Treatment Center.

Except as set forth in this Amendment, the Agreement is unaffected and shall continue in full force and effect in accordance with its terms. If there is conflict between this amendment and the Agreement or any earlier amendment, the terms of this amendment will prevail.

IN WITNESS WHEREOF, County and Recipient, each by a duly authorized representative, have executed this Amendment as of the date set forth below.

ADAMHS BOARD OF TUSCARAWAS AND CARROLL COUNTIES
By: [Signature]
Print Name: Natalie Ballen
Its: _____

[Signature]
Commissioner of Tuscarawas County
3/22/2023
Date

Commissioner of Tuscarawas County
[Signature]
Date
3/22/2023

APPROVED BY THE BOARD OF COMMISSIONERS OF TUSCARAWAS COUNTY, OHIO:
March 22, 2023
Journal 86 Pg. 479

Commissioner of Tuscarawas County
Greg Ress, absent
Date 3-22-23

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

RESOLUTION (260-2023) PAY BILLS

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

Meeting Date - March 22, 2023

American Rescue Plan Act

Table with 3 columns: Description, Amount, Total. Rows include NL Construction Corp Inc (\$136,878.30), Tusc Co Treasurer Vlv (\$22,705.88), and a total of \$159,584.18.

Clerk of Courts		
Columbus Time Recorder	Service/Repair	\$351.75
Independence Business	Supplies	\$29.90
Jeanne Stephen	Travel Expenses	\$117.60
Xerox	Service	\$59.28
		\$558.53
Commissioners		
AEP	Electric Utility	\$54.67
AEP	Electric Utility	\$4,771.18
AEP	Electric Utility	\$2,377.43
AEP	Electric Utility	\$26.30
Columbus Time Recorder Inc	Equipment	\$1,125.56
Frontier	Service	\$598.00
Staley Technologies	Supplies	\$900.00
Staley Technologies	Wireless Internet Proj	\$20,292.50
Staples	Supplies	\$29.49
		\$30,175.13
Community & Economic Development		
Embassy Suites by Hilton	Travel Costs	\$396.00
OH Economic Dev Assoc	Course Registration	\$799.00
Scott S Reynolds	Registration Fees	\$60.00
		\$1,255.00
Coroner		
Cuyahoga Co Medical Examiner	Services	\$950.00
Cuyahoga Co Medical Examiner	Services	\$1,475.00
		\$2,425.00
EMA		
Alex McCarthy	Travel Reimbursement	\$23.21
Alex McCarthy	Travel Reimbursement	\$29.98
Alex McCarthy	Travel Reimbursement	\$10.00
Alex McCarthy	Travel Reimbursement	\$29.34
Alex McCarthy	Registration Fee (2)	\$50.00
		\$142.53
Engineer		
Bobcat Enterprises	Repairs/Parts	\$629.64
Cross Truck Equipment	Repairs/Parts	\$13.84
Galick's	Supplies	\$76.04
Gemstone Gas & Welding Supplies	Supplies	\$21.05
Hanes Companies Inc	Material	\$24,626.00
Holmes Oil Distributing	Supplies	\$363.60
Jim's Towing Service	Services	\$150.00
Jim's Towing Service	Services	\$950.00
John W Cookson Co	Repairs/Parts	\$306.13
Lacal Equipment	Repairs/Parts	\$3,167.40
Liniform	Parts/Supplies	\$233.92
National Lime & Stone	Material	\$380.56
New Bedford Engine & Supply LLC	Repairs/Parts	\$143.76
Smitty's Tree Service LLC	Services	\$7,500.00
Tusc Co Clerk of Courts	Court Costs	\$214.33
Tusc Co Wtr & Swr	Services	\$43.36
Tusc Const Supply	Supplies	\$134.50
Young Truck Sales	Repairs/Parts	\$786.67
		\$39,740.80
Information Technology		
OARnet	Service	\$145.00
		\$145.00

Juvenile/Probate			
Attorney Mark Perlaky	Services	\$345.00	
Delta Hotels	Travel Expense	\$410.64	
OAP	Conference Fees	\$800.00	
			\$1,555.64
Public Defender			
Charter Communications	Service	\$307.83	
City of NP Water Dept	Services	\$55.45	
CSEA	CAC Utilities	\$122.97	
Dominion Energy Ohio	Gas Utility	\$373.73	
Frontier	Service	\$407.50	
Nicole Stephan	Conference Reimbursement	\$50.80	
Nicole Stephan	Conference Reimbursement	\$24.20	
Office Furniture Warehouse	Chairs	\$476.00	
Pitney Bowes	Services	\$159.06	
Staley Technologies	Services	\$3,386.00	
Zashin & Rich Co LPA	Legal Fees	\$163.00	
			\$5,526.54
Sheriff			
Arney Automotive LLC	Repairs	\$2,565.92	
Blooms Printing & Design	Supplies	\$435.00	
Creative Clock	Supplies	\$48.00	
Fed Ex	Services	\$11.67	
First Communications	Services	\$62.51	
G&L Supply	Supplies	\$1,001.03	
Hajoca Corporation	Supplies	\$262.06	
Michael Snider	Travel Expenses	\$102.87	
Staples	Supplies	\$373.44	
			\$4,862.50
Water & Sewer			
AEP	Electric Utility	\$73.16	
Charles Rewinding	Repair	\$1,966.00	
Environmental Mgmt & Development	Supplies	\$3,252.00	
First Communications	Service	\$202.81	
Frontier	Service	\$51.27	
Great Lakes Water & Waste Systems	Materials	\$1,962.00	
Great Lakes Water & Waste Systems	Supplies	\$624.00	
Great Lakes Water & Waste Systems	Equipment	\$1,782.00	
Hajoca Corp Rex Pipe & Supply	Materials	\$175.08	
Henry Heating & Cooling Inc	Repair	\$993.00	
JA's Auto Service	Maintenance	\$61.43	
Kinsey Excavating	Port Wash.Force Main Air Vlv	\$22,705.88	
Kinsey Excavating	Port Wash.Force Main Air Vlv	\$43,519.95	
Mounting Solutions LLC	Equipment	\$287.82	
National Road Utility Supply Inc	Supplies	\$1,799.79	
Smart Bill	Services	\$2,375.73	
Troy Pantilis	Services	\$320.00	
Twin City Wtr & Swr District	Services	\$9,250.42	
USA BlueBook	Equipment	\$87.05	
USA BlueBook	Materials	\$165.35	
World Fuel Services Inc	Fuel	\$3,910.14	
			\$95,564.88

GRAND

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

RESOLUTION (260-2023) PAY BILLS

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

Meeting Date - March 22, 2023

American Rescue Plan Act

NL Construction Corp Inc	Pymnt #6-Maint Bldg	\$136,878.30	
Tusc Co Treasurer	Port Wash.Force Main Air Vlv	\$22,705.88	
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Commissioners

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Scott S Reynolds	Registration Fees	\$60.00	
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Alex McCarthy	Registration Fee (2)	\$50.00	
			\$142.53

Engineer

Bobcat Enterprises	Repairs/Parts	\$629.64	
Cross Truck Equipment	Repairs/Parts	\$13.84	
Galick's	Supplies	\$76.04	
Gemstone Gas & Welding Supplies	Supplies	\$21.05	
Hanes Companies Inc	Material	\$24,626.00	
Holmes Oil Distributing	Supplies	\$363.60	

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Great Lakes Water & Waste Systems	Supplies	\$624.00	
Great Lakes Water & Waste Systems	Equipment	\$1,782.00	
Hajoca Corp Rex Pipe & Supply	Materials	\$175.08	
	Repair	\$993.00	

JA's Auto Service	Maintenance	\$61.43
	Port Wash.Force Main Air	
Kinsey Excavating	Vlv	\$22,705.88
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Kinsey Excavating	Vlv	\$43,519.95
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Smart Bill	Services	\$2,375.73
Troy Pantilis	Services	\$320.00
Twin City Wtr & Swr District	Services	\$9,250.42
USA BlueBook	Equipment	\$87.05
USA BlueBook	Materials	\$165.35
World Fuel Services Inc	Fuel	\$3,910.14
		\$95,564.88
	GRAND	
	TOTAL	\$341,535.73

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

PROCLAMATION – TAKE TOBACCO DOWN: *The Youth-2-Youth (Y2Y) program for Tuscarawas High Schools was in attendance to present their initiative for Take Down Tobacco Day on March 31, 2023.*

Katelyn Gorius, Tuscarawas County Health Department, started off the presentation by introducing Marlie Moner, and Brandon Weber both Seniors at Newcomerstown High School. Marlie stated her high school is doing a spirit week which will have themed days and facts to go along with the theme. Brandon stated on Wednesday, the theme will be “Weed Whack Wednesday”, which gives facts about the use of marijuana and the dress up day for this is to dress like a dad mowing the lawn. On Thursday was “THC You Later”, with facts about chemicals in vape products. Dress like you are going to the beach or Hawaii. Morning announcements had videos that showed facts the students had mad and TikToks. The students also had educational tables at lunch with more facts and theme related games. They are also going to have an Escape Room.

Katelyn stated March 31, 2023 is National Take Down tobacco Day and it is an annual day of action by Campaign for Tobacco Free Kids to stand up and speak out against the tobacco industry. Youth advocates across the County come together to : call big tobacco’s bluff and expose them as the joker who gamble with people’s lives. April 1st is going to be “Don’t Be Fooled by Big Tobacco” with an event at the Wellmore Centre in New Philadelphia. There will be a litter clean up and student art show.

Lakyn Craig, Tuscarawas County Health Department, stated TCC, Claymont and Strasburg High Schools also did an Advocacy Through Art Project for Take Down Tobacco through the Y2Y Programs in their schools.

Strasburg showed their art piece first. It was titled “The REAL Choice”. It displays the decision that you are making when you choose between the vape and your healthy lungs. The art board depicts the peer pressure that students face to pick the colorful/pretty vape with tasty flavors and have fun, or be the only one not doing it. It also shows the good things that happen if you stay vape/tobacco free. The middle of the board had a statue named “Him” and he was brown and holding his diseased lungs in one hand and a vape in the other and thinking about the do’s and do nots of vaping. All of the unknown chemicals used in vaping products are not regulated and no one knows yet what all of these different chemicals do to the body once they are mixed together, heated and inhaled.

Commissioner Abbuhl stated the long- term effects of smoking would be the same as the statue “Him” holding his lungs in his hand. His lungs are diseased now, and you don’t really realize that is happening to you until it is to late. Commissioner Zemis asked if a lot people have a misconception that vaping is safer than cigarettes? The students stated a lot people try to use vaping as a cessation tool and it does not work. People just go from one addiction to another.

Next up was Ellie Baker, a Junior at Claymont High School and their art project targets the Big Tobacco Marketing that targets youth. Their logo is “Don’t Be Fooled By The Color”. Vaping takes your color away. The art board showed a boy and girl dressed in bright clothes holding a vape. The vape was sucking the color out of the youth and it was going into the vape making it have bright colors. There was also statistics showing that marketing is targeted for youth.

Commissioner Abbuhl liked the concept of the brightness of the vapes draws you in, but as it internalizes in your body, it draws your brightness out and turns gray. A very good visual. Commissioner Zemis stated there used to be candy cigarettes and you could practice smoking. She thinks it is happening all over again, but with a different mechanism. The story is the same, they want to hook

you when you are young. Commissioner Abbuhl stated vaping affects people around the vapor. An example would be sitting at a football game behind someone vaping. There is a big plume of vapor they are exhaling and everyone around is in their fog cloud. Mr. Abbuhl and Mrs. Zemis mentioned the smoking sections that used to be in restaurants and that you could smoke on airplanes. Mr. Abbuhl was always curious as to how second-hand smoke affects the people around the smoker. Katelyn stated it has been proven that people exposed to second-hand smoke can get lung cancer and/or die from just second-hand smoke. Second-hand vapor would probably be the same. It can not be safe. Mr. Abbuhl stated that smoking used to be advertised as healthy. Mr. Abbuhl had a relative that died at 64 from lung cancer.

Next up was Sierra Schweitzer, Y2Y and Empower Tusc, presenting for TCC who could not be here today. TCC's art board was about meaningful advertising like "Only Life's Special moments Should Take Your Breath Away", not vaping or cigarettes. They use impactful statistics. 1 vape = 50 cigarettes. This fact took a lot of people by surprise. A lot of teenagers will go through a whole vape in a few days. Vaping in the past year has increased in Ohio by 48% of middle schoolers have admitted to trying it and 78% of high schoolers have admitted to trying vapes. Various chemicals used in vaping have been linked to cancers such as oral cancer. There was a picture of healthy lungs and lungs that were diseased by smoking.

Commissioner Abbuhl stated one of the powerful ads they have now to deter smoking is the lady who has the tracheotomy and can barely talk. Commissioner Zemis asked Katelyn and Lakyn if they see with the increase of vaping, is there a decrease in chewing tobacco? Katelyn stated vaping is the number one product. They are also seeing a trend in the nicotine pouch. It works like a tobacco pouch and goes between your cheek and gum, but this is synthetic nicotine which is made in a lab. It is no longer tobacco-based nicotine. It is all chemicals and they also come in flavors and since it is a chemical, you can swallow it, you do not have to spit it out like tobacco, so it is easier to conceal. This is leading to a whole other realm of issues with your digestive tract being damaged by the nicotine addiction and chemicals. Commissioner Zemis stated maybe if they made an anchovy flavor, it would not be as enticing! Commissioner Abbuhl thanked all of the students for the work they are doing. You are setting a great example for fellow students to follow. It is not always easy to be the leader, particularly when sometimes you feel like you are alone in it, but you are doing a great job. In the long-run, it is going to be beneficial. You may not always see who you impact, but you are impacting people and particularly younger kids. When they are watching you in your leadership, you are setting a great example for your peers as well as younger kids. Keep doing what you are doing.

The clerk read the Proclamation onto the record.

RESOLUTION (261-2023) PROCLAMATION – TAKE DOWN TOBACCO DAY IN TUSCARAWAS COUNTY MARCH 31, 2023

It was moved by Commissioner Zemis, seconded by Commissioner Abbuhl, to approve the following resolution proclaiming March 31, 2023 as Take Down Tobacco Day in Tuscarawas County.

PROCLAMATION

TAKE DOWN TOBACCO DAY IN TUSCARAWAS COUNTY

MARCH 31, 2023

Whereas, Big Tobacco Companies spend \$9.1 billion annually on marketing expenditures nationwide; and

Whereas, an estimated \$429.8 million is spent in Ohio for marketing expenditures each year; and

Whereas, tobacco use, involving smoking and exposure to secondhand smoke, is the number one cause of preventable death in the United States, and forty percent of all cancer diagnoses are linked to tobacco use; and

Whereas, in 2021 in Tuscarawas County the top new cancer diagnosis and leading type of cancer mortality was lung and bronchus cancer; and

Whereas, health care costs in Ohio directly caused by smoking cost \$6.56 billion annually; and

Whereas, smoking kills more people than alcohol, AIDS, car crashes, illegal drugs, murders, and suicides combined — and thousands more die from other tobacco-related causes; and

Whereas, 259,000 kids now under 18 and alive in Ohio will ultimately die prematurely from smoking; and

Whereas, most e-cigarettes contain nicotine, which can cause addiction, may harm brain development, learning, attention span, and impulse control, and could lead to continued tobacco product use among youth; and

Whereas, Tuscarawas County Board of Commissioners commits its support to ensure the success of Take Down Tobacco Day;

Now, Therefore, be it Resolved, that the Tuscarawas County Board of Commissioners, does hereby proclaim the day of March 31, 2023, as **TAKE DOWN TOBACCO DAY** and encourages Tuscarawas County citizens to support and participate in efforts to reduce tobacco use, marketing, and litter, making a visible statement that we are strongly committed to a tobacco-free community.



Chris Abbuhl
Commissioner Abbuhl

Kristin Zemis
Commissioner Zemis

Greg Ress
Commissioner Ress

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

RESOLUTION (262-2023) ADVISEMENT – BIDS – ALLOCATION PROJECTS – VILLAGES OF PARRAL & DENNISON

It was moved by Commissioner Zemis, seconded by Commissioner Abbuhl, to take under advisement the bids for Allocation Project Grant #B-F-21-1CT-1 for the Villages of Parral & Dennison as publicly opened and read aloud by Matt Miller, Quicksall.

**PROJECT ALLOCATIONS
VILLAGES OF PARRAL & DENNISON
GRANT #B-F-21-1CT-1**

**BID TABULATION
March 22, 2023 @ 9:30 a.m.**

**OCED DIRECTOR'S ESTIMATE: ACTIVITY #1: \$143,096.00
ACTIVITY #2: \$143,375.00**

BIDDER	ACTIVITY #1 PARRAL	ACTIVITY #2 DENNISON	BOND
New Philadelphia Concrete & Construction	N/B	\$151,830.00	X
Kingsway Service, LLC	\$154,110.59	N/B	X
GorCon Construction Company	N/B	\$141,336.50	X
Barbicas Construction Company, Inc	\$133,094.50	N/B	X

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

FOOD PANTRY UPDATE: *Melanie Osborn, Pastor Leslie Wright and Pastor Travis Wright from Life Way Church were present to speak about their food pantry. Ms. Osborn stated she started going to Life Way Church about two years ago and learned that they had a food pantry. This food pantry serves an average of 833 individuals per month. We are expecting this to grow with the State of Ohio cutting COVID SNAP benefits. We impact over 265,000 pounds of food that was distributed last year. We pay \$4,600 for approximately \$315,000 of food. The food pantry also administers to Northwood Nursing Home and Seton Square. The food pantry delivers the food to them. The food pantry has always been funded by the church members since its induction 25 years ago. COVID has impacted the funds because people were not going out. The church has gotten a lot of its members back, but not all of them, so the finances are not back up to where they need to be. The food pantry is now looking for some outside help. The Wrights would like to know if there any type of County grants that are available or state grants. Ms. Osborn stated if the Commissioners or anyone is out in the public and someone mentions they need food or basic necessities to please remember Life Way Church and send them over.*

Pastor Leslie stated that every Thursday the food bank is set up in the foyer that looks like a little grocery store. There are 20 – 30 volunteers every week to help. The food pantry runs from 9am – 4pm. Reeves donated a \$50,000 truck. The Life Way Church would like to go anywhere in the County that there is a food desert. They would like to be able to take a pre-made box of foo, enough for a week, into the community and give it to whomever needs it.

Also started through the food pantry and church is something called “Dinner Church” which will be launched in June in Barnhill. There is no church in Barnhill. The idea is not just to give them a meal, but also give them Jesus. Life Way also serves every Thursday afternoon from 2 pm – 4pm. This dinner is eye opening. The first time I served, I found out that I had blinders on. I thought I was going to see extremely low-income people who did not want to work come through, and that was not the case at all. A lot of these people are senior citizens, handicapped, families and mentally disabled people stated Melanie.

The difference between our food pantry and Dover-Phila Food Pantry is Dover-Phila Food Pantry gives you the food you are to have. Life Way Church Food Pantry lets you choose the food that is best for you and your family.

Commissioner Zemis asked if there were a lot of children coming. The answer was yes. Pastor Travis stated before COVID they were averaging about 100 families every Thursday. That number diminished during COVID, but is coming back now with everything happening and we served 90 families last Thursday. Mrs. Zemis asked where the donation come from. Pastor Leslie stated they come from the Akron-Canton Food Bank. Melanie stated the actual cash donation still come from the members of the

Commissioner Zemis inquired as to whether the United Way had been contacted. Melanie stated she has contacted them, but they said they already give to TUFF Bags and the Dover-Phila Food Pantry and some other organization. Melanie spoke at a Rotary meeting and mentioned they needed shelving. Jack Doling with United Way asked her if she had contacted United Way concerning the shelving. Commissioner Zemis stated she likes the delivery of the food. Mrs. Zemis gave Melanie some ideas of who to possibly start with to get started.

Commissioner Abbuhl asked if there had ever been any discussions with other organizations that provide food about collaborating together? The Wrights thought this was a good idea to reach out to other food organizations. Commissioner Zemis stated a lot of the food programs for kids do not run through the summer months. She also stated that the kids do not get fresh foods and Pastor Wright stated they have fresh fruits and vegetables and would love to get these to the kids. Blessings in a Backpack would be one place to get in touch with about working with the kids during the summer months. Pastor Leslie asked where in the County is the most need for children? Southern Tusc and downtown New Phila were mentioned. The Wrights thought maybe they could take the truck to different parts of the County during the summer months with fresh fruits and vegetables for the kids. There was a lot of brainstorming for this program.

CELEBRATE RECOVERY: In addition to the Thursday Food Pantry, there is Celebrate Recovery on Thursday nights. The food pantry feeds into Celebrate Recovery. There is a dinner provided at Celebrate Recovery for free every Thursday night and then Recovery Ministry. This has provided a powerful shift in the church to see people get free from addiction. The Life Way Church was part of the Brian "Head" Welch event that was at Legacy. Celebrate Recovery is for drug addiction, mental health, sexual addiction, co-dependency, it is not just for alcohol and drugs. It is for any hurt, habit or hang-up.


Commissioner Abbuhl mention the Men's Residential treatment Center that is being built in Dennison. Everyone thought this was good and needed in the area. The Wrights would like to come back to the County Annex on May 4th for the National Day of Prayer. There will also be a Church Unity Event at New Towne Mall that evening to pray.

RESOLUTION (263-2023) ADJOURN

It was moved by Commissioner Zemis, seconded by Commissioner Abbuhl to adjourn at 10:18 a.m. to meet in Regular session Monday, the 27th day of March, 2023.

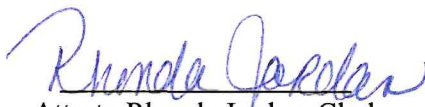
VOTE: Chris Abbuhl, yes;
Kristin Zemis, yes;
Greg Ress, absent;

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


Kristin Zemis

ABSTAINED
Greg Ress


Attest: Rhonda Jordan, Clerk