

June 27, 2022*Agenda*

Lord's Prayer
Pledge of Allegiance

Approve Minutes

Approve Supplemental Appropriation (2)

Approve Recommendation – Multi-County Juvenile Attention System (MCJAS)

Approve Agreement – Bed Rental – Muskingum County

Approve Renewal – Antenna Site License – New Philadelphia

Pay Bills

Other Business

Adjourn

THE BOARD OF COMMISSIONERS OF TUSCARAWAS COUNTY MET IN REGULAR SESSION, MONDAY, THE 27th DAY OF JUNE, 2022 WITH THE FOLLOWING MEMBERS PRESENT:

Chris Abbuhl
Kerry Metzger
Al Landis

Commissioner Chris Abbuhl presiding.

The Lord's Prayer was said.

The Pledge of Allegiance was said.

Discussion: *Tuscarawas County Juvenile Court Judge Adam W. Wilgus was present and thanked the Commissioners for the opportunity to address the Board. There was a great deal of time spent over the last twelve months looking into the Multi-County Juvenile Attention System (MCJAS) and specifically Tuscarawas County's interest in whether or not this program is in our county's best interest rather than being the team player we have been for many years. It has come at a financial cost to our county. After doing the research, it is Judge Wilgus' recommendation for Tuscarawas County to withdraw their membership from MCJAS. The county has been a member since 1973, the system was designed to pull costs from multiple counties in an effort to provide better juvenile detention and treatment than each county could provide their own. At this point and time, the benefits of membership have reduced while the costs have increased dramatically. It is my recommendation that we withdraw and look at alternative options for juvenile detention.*

Commissioner Metzger thanked Judge Wilgus for all of the work he has done behind the scenes trying to do what is best for the county. The Judge has done a very thorough job weighting the pros and cons. Commissioner Metzger has been on MCJAS for many years and Tuscarawas County has always been a "team player", but as time has moved on, changes have occurred that have reduced the treatment options and boys group home. The services that need to be provided are not there. Commissioner Metzger agrees with the Judge's recommendation to withdraw.

Commissioner Landis thanked the Judge and stated this is a tough decision, but Mr. Landis thinks it is the best decision based off of the analysis and thought behind the decision. We have to do what is best for Tuscarawas County, its youth and the people we serve and do the very best we can.

Commissioner Abbuhl agreed with the other Commissioners. Often times the Judge makes difficult decisions, however, it is in the best interest of the youth and families of Tuscarawas County. The Commissioners understand you are looking out for the best interest of the county youth and where they are going to go for treatment. Commissioner Abbuhl also stated the Judge made the best decision that works for Tuscarawas County. There have been great relationships built over the years with the other participating counties and we hope they understand our decision, and this is best for Tuscarawas County moving forward. Every county has had the best interest of the youth at the forefront.

RESOLUTION (542-2022) APPROVING WITHDRAWAL FROM THE MULTI-COUNTY JUVENILE ATTENTION SYSTEM

It was moved by Commissioner Metzger, seconded by Commissioner Landis, to approve the following:

WHEREAS, the Board of Tuscarawas County Commissioners entered into agreement with the Multi-County Juvenile Detention Rehabilitation System District (now known as the Multi-County Juvenile Attention System) in a contract executed August 27, 1973; and

WHEREAS, Section 5:1 of that contract provides as follows: "Any member county of the District, upon the recommendation of the juvenile court or such county, may withdraw from the District by delivering written notice of its determination to withdraw to the Board of Trustees and the Joint Board of County Commissioners of the District. Such withdrawal shall be effective upon the close of business of December 31 of the calendar year in which such notice is delivered"; and

WHEREAS, Tuscarawas County Juvenile Court Judge Adam Wilgus has recommended that Tuscarawas County withdraw from participation in the Multi-County Juvenile Attention System;

THEREFORE, BE IT RESOLVED that Tuscarawas County withdraws from participation in the Multi-County Juvenile Attention System and that such withdrawal shall be effective as of the close of business on December 31, 2022; and

THEREFORE, BE IT FURTHER RESOLVED that this is in the best interest of Tuscarawas County and its Citizens.

ROLL CALL VOTE:

Chris Abbuhl, yes;
Kerry Metzger, yes;
Al Landis, yes;

Discussion: *Tuscarawas County Juvenile Court Judge Adam W. Wilgus stated there is a number of counties in which research has been done in the State of Ohio to take the model of renting detention juvenile beds instead of having their own juvenile facilities or entering into a multi-county system. Of all of the counties researched that are similar in size as well as location to proximity to Tuscarawas County, it is believed that Muskingum County provides the best opportunity for Tuscarawas County in regards to juvenile detention. The Judge and two Probation Officers have visited the facility and met with the Judge and Superintendent of the facility. The facility will not only offer everything we were previously receiving, but will also include counseling services to juveniles while they are being detained there, remote visitations with families, enhanced education opportunities which include specifics and re-identifying IEP's and allowing kids to work remotely from their school district and stay with their home school schedules, credit recovery for summer school to get caught up, students can obtain GED's and they also have advanced security measures above and beyond what our current juvenile detention center in Tuscarawas County has. Judge Wilgus is in favor of the Commissioners approving a rental contract with Muskingum County to provide juvenile detention services for Tuscarawas County juveniles.*

RESOLUTION (543-2022) APPROVE BED RENTAL AGREEMENT WITH MUSKINGUM COUNTY

It was moved by Commissioner Metzger, seconded by Commissioner Landis, to approve the following resolution authorizing the Board of Commissioners to sign the Bed Rental Agreement between Muskingum and Tuscarawas Counties for the detention of juvenile offenders as recommended by Judge Adam Wilgus and approved by Assistant Prosecuting Attorney Bob Stephenson:

New P.O.



COMMISSIONERS

401 Main Street, Zanesville, Ohio 43701-3519

RES 22-0574

- Mollie S. Crooks
mscrooks@muskingumcounty.org
- James W. Porter
jwporter@muskingumcounty.org
- Cindy S. Cameron
cscameron@muskingumcounty.org

The following action was taken by the Board of Muskingum County Commissioners at its meeting today, June 13, 2022:

A RESOLUTION TO SIGN BED RENTAL AGREEMENT BETWEEN MUSKINGUM AND TUSUCARAWAS COUNTIES FOR THE DETENTION OF JUVENILE OFFENDERS
MUSKINGUM COUNTY COMMISSIONERS

It was moved by Commissioner Porter, seconded by Commissioner Cameron, that this Board of County Commissioners, Muskingum County, Ohio adopts the following resolution:

BE IT RESOLVED, that this Board of County Commissioners of Muskingum County, Ohio does hereby accept and sign Bed Rental Agreement between the County of Muskingum, Ohio and the County of Tuscarawas, Ohio for the detention of Juvenile Offenders. The effective date of this contract is January 1, 2023 through December 31, 2032.

Roll call: Crooks, aye; Porter, aye; Cameron, aye

Motion carried.

sr

cc: Robert Smith, Court Administrator; rlsmith@muskingumcounty.org Copied on: 06.14.22
Allen Bennett, Detention Supervisor; abennett@muskingumcounty.org Copied by: [Signature]

Adopted June 13, 2022:

[Signature: Susan Beese]
Commissioners' Clerk or Deputy Clerk

740-455-7100 • Fax 740-455-3785

Muskingum County is an equal opportunity provider and employer.

BED RENTAL AGREEMENT

Between the County of Muskingum, Ohio and
the County of Tuscarawas, Ohio
For the Detention of Juvenile Offenders

WHEREAS, the County of Tuscarawas, Ohio, is in need of facilities for the detention of juvenile offenders and desires that the facilities of the Muskingum County Juvenile Detention Center be made available to it for such purposes; and

WHEREAS, in the administration of justice, it is necessary from time-to-time that juveniles be held in detention; and

NOW, THEREFORE, it is mutually agreed by and between the **Board of Commissioners of Tuscarawas County**, duly authorized to enter into this contract by resolution number 543-2022 enacted on the 27th day of June, 2022, and the **Board of Commissioners of Muskingum County**, Ohio, hereinafter referred to as Muskingum, duly authorized to enter into this contract by resolution number 22-0574 enacted on the 13th day of June, 2022. The effective date of this contract is **January 1, 2023 through December 31, 2032**.

1. Muskingum County, for the consideration hereinafter provided to be paid by Tuscarawas County, shall receive, maintain, feed and keep as provided by law and subject to the order of the Juvenile Court of Tuscarawas County, Ohio in its detention facility in the Muskingum County Juvenile Detention Center, 1860 East Pike, Zanesville, Ohio, juveniles admitted thereto by the police, probation department or juvenile authority of Tuscarawas County;
2. Muskingum County agrees to provide and Tuscarawas County agrees to pay quarterly, in advance, for four (4) bed space(s) each day of the contract. Muskingum County also agrees to make available for use by Tuscarawas County four (4) beds, times the number of days in the month, to be used as floating beds. Unused floating bed days may not be carried forward into the next month, and payments are to be received by the 15th day of the first month of the quarter. During the contract term (2023-2032), the rate of payment for bed space(s) shall be \$80.00 per bed/per day. If Tuscarawas County wishes to change its number of beds it may do so with the written approval of Muskingum County.
3. Detention hearing services will be available to Tuscarawas County at its option at actual costs incurred by Muskingum County. Tuscarawas County shall pay for such Detention services within thirty (30) days of billing.

4. Beds in excess of the annual contract will be provided on a space available basis at the daily rate charged to other non-contracting users in the amount of \$90.00 per bed, per day, and shall be paid within thirty (30) days of billing.
5. Tuscarawas County agrees to provide, on admission of a child to the facility, a copy of the charge or court order under which the child is placed. If no charge is available at the time, then Tuscarawas County shall, by fax or other written document, provide a copy of the charges as soon as possible and no later than 10:00 a.m. the following court day. All placements shall be in accordance with the Rules of Juvenile Procedure. The placing officer shall first clear the placement with the facility's intake officer.
6. The consideration provided for under this contract shall be in payment of all services rendered by Muskingum, including the actual cost for feeding and educating such detainees, and the actual cost incurred by Muskingum for receiving, maintaining and safely keeping such juveniles. However, should it become necessary in the judgment of the detention facility staff for any such juveniles to be hospitalized or to receive medical treatment by reason of illness or injury (including injury that is self-inflicted by such a juvenile), the cost of such hospitalization or medical treatment shall be assumed and paid for by Tuscarawas County, provided, however, before undertaking hospital or medical treatment, Muskingum shall first contact Tuscarawas County, unless emergency care is required. However, if such illness or injury incurred because of the negligence of Muskingum County, Muskingum County shall be responsible for such hospitalization or medical treatment; and provided further, that Tuscarawas County shall retain the right to recoup such expenses from the parent, guardian or other individual(s) having care and control of the juvenile offender. Bills for such hospitalization or medical treatment shall be forwarded to Tuscarawas County at the end of the month along with the itemized bills for the bed space. In certain situations, as expressly agreed by the parties, where extra staffing is required to house juveniles, the extra costs shall be assumed and paid for by Tuscarawas County.

This contract shall become effective on January 1, 2023, and shall run until and through **December 31, 2032**. This agreement shall not be modified or changed unless it is done so in writing and by agreement of all parties hereto.

IN WITNESS THEREOF, Muskingum County and Tuscarawas County have hereunto set their hands at Zanesville, Ohio, and New Philadelphia, Ohio, respectively.

**BOARD OF COUNTY COMMISSIONERS
MUSKINGUM COUNTY, OHIO**

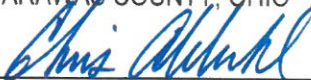
By: 
Muskingum County Commissioner

By: 
Muskingum County Commissioner

By: 
Muskingum County Commissioner

Signed on the 16 day of June, 2022

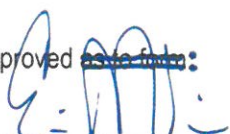
**BOARD OF COUNTY COMMISSIONERS
TUSCARAWAS COUNTY, OHIO**


By: 
Tuscarawas County Commissioner

By: 
Tuscarawas County Commissioner

By: 
Tuscarawas County Commissioner

Signed on the 27 day of June, 2022

Approved ~~as to facts~~:

Judge Eric D. Martin
Muskingum County Juvenile Court


Judge Adam W. Wilgus
Tuscarawas County Juvenile Court


Allen Bennett, Superintendent of

Detention, Muskingum County
Juvenile Court

Robert R. Stephenson II, Assistant
Prosecuting Attorney
Tuscarawas County

Juvenile bed rental agreement



APPROVED AS TO FORM

Mark A. Zanghi
Assistant Prosecutor-Muskingum County

6/13/2022

ROLL CALL VOTE:

Chris Abbuhl, yes;
Kerry Metzger, yes;
Al Landis, yes;

RESOLUTION (544-2022) APPROVE THE READING OF THE MINUTES

It was moved by Commissioner Landis, seconded by Commissioner Metzger, to approve the minutes from the June 22, 2022 meeting as written.

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

RESOLUTION (545-2022) SUPPLEMENTAL APPROPRIATIONS

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

DEPARTMENT	FROM	TO	AMOUNT	REASON
Probate/Juvenile Court	A018-A00	E-0130-A002-C25	\$25,000.00	Pay attorney fees for court appointed attorneys on juvenile cases
Park Dept.	E-1770-T030-T20	E-1770-T030-T06	\$800.00	Continue portable restroom services at the Yellow Barn Entrance at the Norma Johnson Center

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

RESOLUTION (546-2022) APPROVE RENEWAL - ANTENNA SITE LICENSE – NEW PHILADELPHIA

It was moved by Commissioner Landis, seconded by Commissioner Metzger, to approve the antenna site license renewal for New Philadelphia, Ohio (CV-002) commencing on October 1, 2022 and ending September 30, 2023. Approved as to form by Robert Stephenson, II, Assistant Prosecuting Attorney.

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

RESOLUTION (547-2022) PAY BILLS

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

911			
World Fuel Services	Generator Fuel Supply		\$166.23
APCO International	Training/Recertifications		\$197.91
			\$364.14
Commissioners			
Chris Abbuhl	Travel		\$7.20
Morrow Control	Supplies		\$882.96
Blasenhauer Plumbing	Repairs		\$527.50
American Electric Power	Service		\$2,442.77
American Electric Power	Service		\$67.78
American Electric Power	Service		\$6,741.41
Copley Ohio Newspaper	Legal Ad		\$49.27
Go Shred	Shredding Services		\$150.00
Copley Ohio Newspaper	Legal Ad		\$159.60
Copeco	Supplies		\$719.85
Frontier	Service		\$510.66
CCAO	Registration/Metzger		\$50.00
Buckeye Power Sales	Repairs		\$893.50
MNJ Technologies	Computer Equipment/Prosecutor's		\$947.00
			\$14,149.50
Common Pleas			
Daniel Davis PHD	Mental Evaluation		\$2,825.00
Staples Credit Plan	Supplies		\$71.37
Judge Michael Ernest	Travel		\$471.26
MNJ Technologies	Computer & Laptop		\$2,168.00
Bloom's Printing & Design	Supplies		\$178.00
Bloom's Printing & Design	Supplies		\$210.00

\$5,923.63

Community & Economic Development

Nicholas Construction & Remodel	CHIP Home Repairs/B-C-19-1CT-2	\$19,950.00
Nicholas Construction & Remodel	CHIP Home Repairs/B-C-19-1CT-2	\$3,226.00
Tusc Co Recorder	Recording Fee	\$58.00
Nicholas Construction & Remodel	CHIP Home Repairs/B-C-19-1CT-1	\$26,374.00
Ohio Regional Development Corp	Soft Costs/B-C-21-1CT-1	\$2,323.00
C & C Electric	CHIP Home Repairs/B-C-21-1CT-1	\$10,560.00
Ohio Regional Development Corp	Soft Costs/B-C-19-1CT-2	\$11,008.00
Ohio Regional Development Corp	CHIP/Post Furnace Test B-C-19-1CT-2	\$200.00
C & C Electric	CHIP Home Repair/B-C-21-1CT-1	\$15,350.00
Ohio Regional Development Corp	Soft Costs/B-C-21-1CT-1	\$3,377.00

\$92,426.00

Community Corrections

First Communications	Long Distance	\$17.04
Verizon Wireless	Cell Phone Service	\$325.68
Melymbrosia Associates	Assessment/Evaluation	\$400.00

\$742.72

Coroner

Cuyahoga County Medical Examiner	Autopsies	\$2,950.00
Verizon Wireless	Cell Phone Service	\$123.22
Cuyahoga County Medical Examiner	Autopsy	\$1,475.00
Cuyahoga County Medical Examiner	Autopsy	\$1,475.00
Tri County Joint Ambulance	Body Removal	\$50.00
Smith Livery Service	Body Removals	\$2,833.00
Smith Ambulance Service	Body Removals	\$604.75
Galls	Tech Jackets	\$392.96

\$9,903.93

Engineer

John Deere	Repairs/Parts	\$157.02
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\$157.02

Information Technology

Staples	Employee Supplies	\$0.92
Staples	Printer Supplies	\$2,073.19

\$2,074.11

Job & Family Services

Sean & Alisha Ketchum	Transportation	\$75.80
Enterprise FM Trust	Fleet Payment	\$3,659.66
Andy Miller	Travel	\$39.64
Carol McRobie	Travel	\$23.66
Sandy Burrier	Travel	\$12.19
Cincinnati Bell Technology	Phone Bill	\$1,641.23
Quadient Leasing USA	Postage Machine Lease	\$594.75
Tusc Co Water & Sewer	Pump Station Maintenance	\$150.00
Amanda Brinkman et al	COVID PRC/Back to School Voucher	\$9,000.00
Amazon	Office Supplies	\$621.88
Tammy Adams	First Aid Supplies	\$61.51
Grainger	Maintenance Supplies	\$141.05
Amazon	Independent Living	\$2,882.71
Aaron & Leanna Kotasek	Transportation	\$57.60
Sean & Alisha Ketchum	Transportation	\$306.60
Muskingum Valley Health Center	FC Medical Expenses	\$131.00

\$19,399.28

Juvenile/Probate

Interpreters XP	Interpreter	\$869.22
Staples	Supplies	\$178.32

Verizon	Service	\$146.55	
Johnson Printing	Envelopes	\$58.25	
Johnson Printing	Envelopes	\$406.75	
Johnson Printing	Envelopes	\$195.00	
			\$1,854.09
Park Department			
Jesse Rothacher	Mileage Reimbursement	\$84.60	
Jesse Rothacher	Family Fishing Day Supply Reimbursement	\$529.38	
Jesse Rothacher	Microphone Cable Reimbursement	\$16.01	
Marsha Freeland	Mileage Reimbursement	\$131.10	
Van Meter Auto Repair	Repairs	\$292.63	
CLP Services	Portable Restroom @ NJC	\$100.00	
CLP Services	Portable Restroom @ NJC	\$100.00	
Colored Sand	Butterfly Containers/Program Crafts	\$405.00	
Marsha Freeland	Summer Program Supply Reimbursement	\$62.10	
			\$1,720.82
Public Defender			
Wells Fargo Financial Leasing	Contract Copier	\$45.00	
TIAA Commercial Finance	Contract Copier	\$241.94	
Staples Credit Plan	Supplies	\$684.12	
			\$971.06
Sheriff			
Sirchie	Supplies	\$494.96	
Ohio State Highway Patrol	Drug Toxicology	\$177.00	
Verizon Wireless	Data Cards	\$1,070.20	
American Electric Power	Electric	\$13,898.73	
First Communications	Long Distance	\$76.05	
Diamond Medical Supply	Medical Supplies	\$1,370.50	
ID Networks	Livescan Maintenance	\$3,995.00	
			\$21,082.44
Southern Court			
Navitas Credit Corp	Service Contract	\$470.62	
American Electric Power	Service	\$659.81	
Twin City Water & Sewer	Service	\$66.00	
			\$1,196.43
Treasurer			
F & E Payment Pros	Remote Tech Support	\$495.00	
			\$495.00
Veterans			
Embassy Suites Hotels	Lodging	\$665.00	
Columbus Marriott Northwest	Lodging	\$366.00	
Pitt's Fire Extinguisher	Extinguisher Check	\$77.00	
Terry Bonnell	Veteran Lapel Pins	\$28.00	
Wood Electric	Electrical Services	\$97.00	
Xerox Financial Services	Lease Payment	\$188.75	
			\$1,421.75
Water & Sewer			
Verizon Wireless	Cell Phone Service	\$433.35	
Occupational Medicine Center	Drug Screen	\$72.00	
Stony Point Supply	Equipment	\$64.95	
UPS	Materials & Supplies	\$21.16	
Immense Impact	Services	\$244.48	
Immense Impact	Services	\$244.47	
Twin City Water & Sewer	Sewage Disposal	\$4,419.92	
Frontier	Service	\$50.42	
First Communications	Long Distance	\$202.82	

Environmental Products & Access	Materials & Supplies	\$369.87	
Environmental Products & Access	Materials & Supplies	\$571.69	
			\$6,695.13
	GRAND TOTAL		\$180,577.05


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

RESOLUTION (548-2022) ADJOURN

It was moved by Commissioner Metzger, seconded by Commissioner Landis, to adjourn at 9:18 a.m. to meet in Regular session Wednesday, the 29th day of June, 2022

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


 Al Landis

Attest: 
 Clerk