

COMMISSIONER'S JOURNAL

Monday

Regular

January 4, 2010

The Coshocton County Commissioners met in Regular session on Monday, January 4, 2010 with Mr. Dane Shryock, Mr. Gary Fischer and Mr. D. Curtis Lee in attendance. Also present was Ken Smalles, WTNS and Tiffany Swigert, Assistant Clerk.

Minutes

Mr. Lee made a motion, seconded by Mr. Fischer to approve the minutes of the Wednesday, December 30, 2009 meeting.

Vote:	Shryock	yea
	Fischer	yea
	Lee	yea

Resolution 2010-01

Mr. Fischer made a motion, seconded by Mr. Lee to sign Resolution 2010-01 for the County Engineer Force Account.

Vote:	Shryock	yea
	Fischer	yea
	Lee	yea

Contract All Aspects

Mr. Lee made a motion, seconded by Mr. Shryock to sign a Contract between All Aspects Contracting and the Coshocton County Commissioners for the "NSP" Village of Warsaw Building Demolition Project in the amount not to exceed \$27,809.00 as requested by Mr. John Cleek, CDC of Ohio.

Vote:	Shryock	yea
	Fischer	abstain
	Lee	yea

Litter Control Update

Mr. John Fielden attended the meeting to give his 4th quarter Litter Report for 2009. Mr. Fielden reported removing approximately 1588 tires from the county barn that had been picked up by the recycling trailer. He also assisted the Ohio EPA with the removal of one 55 gallon drum with product from County Road 7. He assisted with many activities sponsored by the Coshocton County Litter Prevention Office which included Tire Drop Off, Appliance Collection Day, Computer Drop Off and he also manned the Coshocton County Recycling Booth during the County Fair. There were 60 small, 45 medium and 48 large dump sites cleaned up in 2009. Mr. Dane Shryock thanked Mr. Fielden for his service.

→ * Please refer to the minutes date 4/1/13 "Exhibit A."
Jr. 53, Pg. 746 - Addendum

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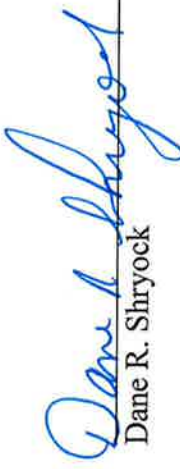
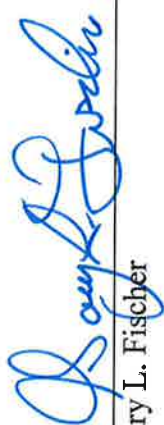
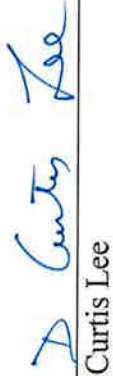
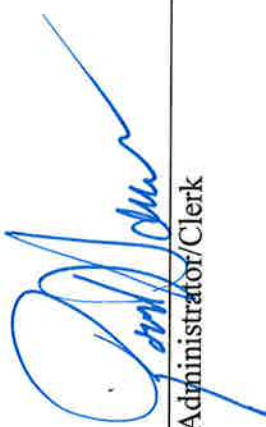
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Adjourn

At 2:30 p.m. Mr. Shryock adjourned the meeting.


Dane R. Shryock
Gary L. Fischer
D. Curtis Lee
Administrator/Clerk

ADDENDUM

This addendum is made to incorporate the attached "Exhibit A", a letter from Coshocton County Prosecutor Jason W. Given dated 4/4/2012 and written statements from Commissioner D. Curtis Lee and Commissioner Dane R. Shryock in reference to a structure located at 409 Main Street, Warsaw, Ohio and owned by Mrs. Patricia A. Lewis, mother of Commissioner Gary L. Fischer. May it also be noted that this structure qualified for the NSP Demolition Program and Commissioners Gary L. Fischer did abstain from all voting and discussion on this issue.

Benjamin E. Hall
Assistant Prosecuting Attorney

Randall H. Peddicord
Assistant Prosecuting Attorney



Christie M. L. Thornsley
Assistant Prosecuting Attorney

Dennis Wood
Investigator

Jason W. Given

Coshocton County Prosecuting Attorney

April 4, 2012

Mr. Michael Hilser
Ohio Department of Development
P.O. Box 1001
Columbus, Ohio 43216-1001

RE: Coshocton County NSP Grant

Dear Mr. Hilser:

Coshocton County is the sub-recipient of an NSP Grant that is administered by Ohio Regional Development Corporation for the City of Coshocton. Coshocton County used its funding to demolish homes in various areas of Coshocton County, one being the Village of Warsaw. The Village of Warsaw was designated as one of Coshocton County's "target areas", however the Village Administrator, Ed Robinette, struggled to find homes within the village in need of demolition. With that being said, one of the homes Mr. Robinette identified and requested demolition of was owned by a family member of Commissioner Gary Fischer.

It has been brought to my attention that your office is now questioning the legitimacy of the expenditure for the demolition of the property in question. Therefore, in addition to researching the issue, I have also conducted interviews with Judge Robert J. Batchelor. Judge Batchelor was the Coshocton County Prosecuting Attorney at the time the expenditure in question was approved by the Coshocton County Commissioners.

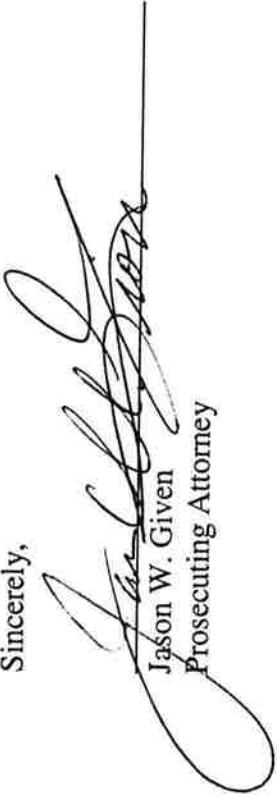
Judge Batchelor informed me that he received a call on or about September 23, 2009 from Commissioner Shryock. He further indicated that Commissioner Shryock requested his verbal opinion as it related to Commissioner Fisher's involvement in the proceedings pertaining to the Fisher property in Warsaw, Ohio. Judge Batchelor informed me that he informed Commissioner Shryock that, in accordance with the guidelines set forth under Ohio Ethics Laws, Commissioner Fisher should abstain from any portion of the process involving his family member's property. Judge Batchelor also indicated that at the time he believed that Commissioner Fisher's abstention resolved any conflict of interest issues. This opinion was given via telephone conference only. Commissioner Fischer did as he was advised and abstained from all discussion and voting on this issue.

318 Chestnut Street • Coshocton, Ohio 43812-1116
740-622-3566 • Fax 740-623-6520 • www.coshoctoncounty.net/agency/prosecutor

I believe that the Board of County Commissioners has followed the law as set forth by the Ohio Revised Code. The Board was not made aware of any internal policies or procedures at the state level relating to this issue.

Please find attached appropriate documentation that will support the counties efforts in this matter.

Sincerely,



Jason W. Given
Prosecuting Attorney

Enclosure

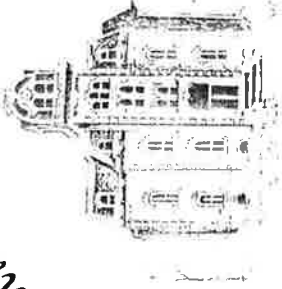
cc: John Saunders
Commissioners

Coshocton County Commissioners

Board of Commissioners

Gary L. Fischer
Dane R. Shryock
D. Curtis Lee

40 1½ Main Street
Coshocton, Ohio 43812
Phone 740-622-1753
Fax 740-622-4917



Mr. Dane Shryock and Mr. D. Curtis Lee, Coshocton County Commissioners voted "Yea" on Resolution 2009-67, dated September 23, 2009 and Mr. Gary Fischer abstained from this vote. Mr. Fischer did not in any way influence our decision on this vote. This Resolution pertained to the demolition of homes in the Village of Warsaw. The vote was made based on the information that was collected and presented to our office by the Warsaw Village Administrator, Ed Robinette.

Signature: Dane R. Shryock
Dane R. Shryock

Sworn to me and subscribed in my presence this 2nd day of April, 2012.

[Signature]
Notary Public



Signature: D. Curtis Lee
D. Curtis Lee

Sworn to me and subscribed in my presence this 2nd day of April, 2012.

[Signature]
Notary Public

