

COMMISSIONER'S JOURNAL

Monday

Regular

January 13, 2020

The Coshocton County Commissioners met in Regular session on Monday, January 13, 2020 with Mr. D. Curtis Lee, Mr. Gary L Fischer and Mr. Dane R. Shryock. Also in attendance was Mrs. Mary Beck, Administrator/Clerk.

Approve Minutes

Mr. Shryock made a motion, seconded by Mr. Lee to approve the minutes of the Wednesday, January 8, 2020 meeting as presented.

Vote:	Fischer	yea
	Shryock	yea
	Lee	yea

Humane Animal Treatment Association Payment

Mr. Lee made a motion, seconded by Mr. Shryock to approve the Annual Humane Animal Treatment Association payment for 2020 in the amount of \$20,000.00 to be paid in monthly installments of \$1,666.67.

Vote:	Fischer	yea
	Shryock	yea
	Lee	yea

1st Quarter Port Authority Payment

Mr. Shryock made a motion, seconded by Mr. Lee to pay the 1st quarter Port Authority Payment in the amount of \$15,000.00 as requested by Mrs. Robin Schonauer, Budget Director.

Vote:	Fischer	yea
	Shryock	yea
	Lee	yea

Resolution 2020-008

Mr. Lee made a motion, seconded by Mr. Shryock to sign Resolution 2020-008 to establish and implement hourly rates and maximum fees for Appointed Counsel and Public Defender Reimbursement.

Vote:	Fischer	yea
	Shryock	yea
	Lee	yea

Authorizing the Purchase of Promotional Items – CCCTA

Mr. Shryock made a motion, seconded by Mr. Lee authorizing the purchase of candy items for a promotional day on February 14, 2020 for “Ohio Loves Transit Day” as requested by Ms. Valerie Shaw, CCCTA Director.

Vote:	Fischer	yea
	Shryock	yea
	Lee	yea

Schedule 1 – Escrow Agreement – Zuercher

Mr. Lee made a motion, seconded by Mr. Shryock to sign Schedule 1 to the Escrow Agreement Form of Disbursement Request in the amount of \$61,070.60 for Zuercher Technologies, LLC/Sheriff's Office 911 Upgrade.

Vote:	Fischer	yea
	Shryock	yea
	Lee	yea

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Blanket Meeting Request – Treasurer

Mr. Shryock made a motion, seconded by Mr. Lee to approve a Blanket Meeting Request for the County Treasurer and Staff to attend meetings directly related to the Treasurer's Office and CTAO in 2020.

Vote:	Fischer	yea
	Shryock	yea
	Lee	yea

Programmatic Agreement – HUD

Mr. Lee made a motion, seconded by Mr. Shryock to sign Programmatic Agreement for coordination between Coshocton County and the Ohio State Historic Preservation Office for HUD – funded programs.

Vote:	Fischer	yea
	Shryock	yea
	Lee	yea

Then and Now Certificate

Mr. Shryock made a motion, seconded by Mr. Lee to approve the following Then and Now certificate which has been certified by the Auditor.

Vendor	Account#	Department	Amount
Stealth Entry LLC	201-0100-5260.00	BOE	\$14,294.76

Vote:	Fischer	yea
	Shryock	yea
	Lee	yea

Temporary Appropriations

Mr. Lee made a motion, seconded by Mr. Shryock to approve the following Temporary Additional which have been certified by the County Auditor.

TO	Temporary Additional-Common Pleas FROM	AMOUNT
001-0226-510200 Salaries	temporary additional	\$1,393
001-0226-5113.00 HDL		\$1,786
001-0226-5115.00 Medicare		\$ 21
		\$3,200
	Temporary Additional-CCCTA	
088-0100-52100.00 Equip.		\$500.00
	Temporary Additional-CCCTA	
088-0200-5113.00 HDL		\$3,175.88
	Temporary Additional-CCCTA	
088-0100-5210.00 Equip.		\$7,795.00
	Temporary Additional-CCCTA	
088-0100-5210.00 Equip.		\$ 500.00
088-0200-5270.00 Advertising		\$ 500.00
088-0200-5300.00 Travel		\$1,000.00
088-0200-5400.00 Oth Exp.		\$ 200.00
		\$ 2,200.00

Vote:	Fischer	yea
	Shryock	yea
	Lee	yea

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Public Hearing – Vacation TR 441 – Jackson Township

At 10:00 a.m. Mr. Gary Fischer opened the public hearing with Mr. Terry Cox, Mr. Dennis McCormick, Mr. Greg Rice, Jackson Township Trustees, Mr. Josh Keneda, Mr. Ralph Zacharyasz, Mrs. Jeannie Zacharyasz, and Mr. Chad B. Yoder, Attorney were in attendance at the public hearing. Mr. Fischer read the petition for the vacation of TR 441 in Jackson Township. He stated the road was viewed on January 6, 2020 and we are all here today for the public hearing. Mr. Yoder stated that the petition was submitted under ORC 5553.042 abandoned road status. He stated they went through the definition of abandoned according to some Attorney Generals Opinions. He stated that TR 441 in their opinion is abandoned and has not been used for public travel and they would like to have it closed and he also presented the vacation request from 2006 where the description presented by the Trustees states that it is abandoned. Mr. Cox stated that he does not want his property landlocked and in 2006 a survey was done and it shows that if they close this road that farm will be landlocked. Mr. Yoder stated that according to the Coshocton County GIS this farm is not landlocked. Mr. Shryock stated that according to our County Engineer, the GIS mapping should not be used for legal purposes as it can be off several feet. Mr. Yoder stated he understands, but without a recent survey, this is what he has to utilize. Mr. Keneda asked about TR 441A as that accesses both parcels. Mr. Lee asked that if we vacate this road, the county prosecutor has told us that the easement remains in perpetuity. Mr. Yoder stated that the road would be vacated for anyone but utilities but the public right of way would be vacated and the land would go back to the landowner. However, any private easements would remain in effect. He stated that they had conversations with Jason Given, County Prosecutor and they determined that the road would only be a 30 foot right of way and in actuality, the road would only measure 8 foot of right of way and another 4 feet of easement as per the Ohio Department of Transportation (ODOT). Mr. Shryock asked if this is what ODOT gets as maintenance or the actual easement. Mr. Yoder stated that is probably what the roadway measurement actually was. He stated to open the road, it must be brought up to the Township Standards. He does not know what these are. Mr. Lee asked if the Commissioners do not vacate this road, do they have any other options. Mr. Yoder stated that it something to be determined in the future. They could possibly litigate this, but it has not been discussed very much. They hope with their presentation today that the Commissioners will agree with them. Mr. Fischer stated that the purpose of the meeting is to give everyone a voice on their position of this request. Mr. Cox stated that he does not want to land lock this property. He stated that he does not want any trouble, but Zacharyasz knows where the line is and this will land lock him. Mr. Zacharyasz stated that he is just trying to protect his right to protect his property. Mr. Keneda stated that he doesn't want to land lock anyone, but there is access from somewhere else and he does not want to lose anything from his property. Mr. Zacharyasz stated that Mr. Cox has access from the other end to this property if he wants to develop that. He has grave concerns about water issues if this road were to be developed and these huge trees taken out. Mr. Keneda stated that as far as he can go back in the county surveys it shows the road as being abandoned. It hasn't been an issue yet but will it be one in the future. He would like common sense to prevail. Mr. Rice stated that it is ultimately the Commissioner's decision to decide. Mr. Rice then stated that Mr. Zacharyasz wanted them on the record of their view on the vacation. Mr. Rice stated that they told him that if all parties are not in agreement, they will not vacate. However, he also stated that if the County Commissioners do vacate the road, they do not have an issue with that either. Mr. Cox stated that he has no problem with the road at this time but he does not want it vacated. He wants to keep it so they have access and right now they drive through one farm to get to the next. But, he still wants to keep this road open. Mr. Fischer stated that if we understand things correctly, Mr. Zacharyasz says that Mr. Cox has access but Mr. Cox says he does not unless he goes through the farm in Virginia Township. This seems to be the major sticking point. Mr. Yoder stated that the boundary line to the property is the township boundary line and the road does come up to that and that is their stance. At 10:38 a.m. Mr. Fischer stated that we will take everything under advisement and closed the public hearing.

2019 Annual Dog Wardens Report

Mr. Russell Dreher attended the meeting to present the Annual Dog Wardens Report for 2019 with 274 dogs picked up by the warden, 75 dogs brought in as strays, 108 dogs euthanized, 805 dog licenses sold, 158 late fees paid, 395 dogs sold, 162 dogs redeemed, 310 dogs per owner surrender, 482 citations issued, 1654 calls handled for a total of \$24,866.00 in fees collected in 2019.

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Meetings Attended

Mr. Shryock attended the Republican Central Committee on January 9th and Mr. Fischer attended the Regional Airport Authority Meeting on January 9th.

Adjourn

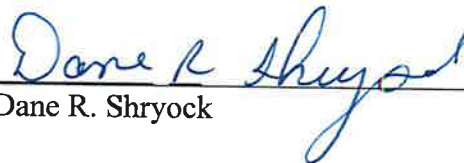
At 12:00 p.m., Mr. Fischer adjourned the meeting.



D. Curtis Lee



Gary L. Fischer



Dane R. Shryock


Administrator/Clerk